

**DIRECTORS' MEETING
MONDAY, JULY 19, 2004 - 11:00 A.M.
CONFERENCE ROOM 113**

I. MAYOR

1. Washington Report - July 9, 2004.
2. NEWS ADVISORY - RE: Mayor Coleen Seng will be joined by Governor Mike Johanns and a coalition of local organizations for a news conference at 5:00 p.m., July 15th - (See Advisory)

II. CITY CLERK

III. CORRESPONDENCE

A. COUNCIL REQUESTS/CORRESPONDENCE

PATTE NEWMAN

1. **OUTSTANDING Request to Ernie Castillo, Wynn Hjermstad, Marc Wullschleger, Urban Development Department/ Terry Bundy, LES/ Allan Abbott, Public Works & Utilities Director/Mike DeKalb, Marvin Krout, Planning Department/Lynn Johnson, Parks & Recreation Director - RE: Signs or banners identifying individual neighborhoods - (For Witherbee and Eastridge area) - (RFI#20 - 3/24/04). — 1.) SEE RESPONSE FROM TERRY BUNDY, LES RECEIVED ON RFI#20 - 4/12/04.**
2. **OUTSTANDING Request to Nicole Fleck-Tooze, Dennis Bartels, Allan Abbott, Public Works/ Tonya Skinner, Dana Roper, City Law Dept./Marvin Krout, Planning - RE: A resident of the Easthart Neighborhood a problem they had in their development - the commons area between 78th St. & Maxey School - (RFI#21- 4/29/04). — 1.) SEE RESPONSE FROM DENNIS BARTELS, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#21 - 5/24/04. — 2.) Response from Dennis Bartels, PW received on RFI#21 - 06/04/04 (Same response as 1.) — 3.) SEE RESPONSE FROM TONYA SKINNER, CITY LAW DEPARTMENT RECEIVED ON RFI#21 - 7/14/04.**

3. OUTSTANDING Request to **Allan Abbott, Public Works & Utilities Director/Dana Roper, City Law Department** - RE: The Infrastructure Financing Meeting on 5/18/04 - subject of wheel tax was raised (RFI#24 - 5/19/04).
4. OUTSTANDING Request to **Marc Wullschleger (UD)**// Kit Boesch (Human Services) // **Dana Roper (Law)** RE: A concern that College Students may be usurping Low-Income Public Housing from the Poor. (RFI #25 - 06-23-04). — 1.) **SEE RESPONSE FROM KIT BOESCH, HUMAN SERVICES ADMINISTRATOR RECEIVED ON RFI#25 - 7/02/04.**

TERRY WERNER

1. OUTSTANDING Request to PW/Planning - RE: Inquiry from Jay Petersen on Kajan Drive - Public or Private Roadway, plus Surface Rehabilitation Process (RFI #130 - 6-15-04).
2. OUTSTANDING Request to Vince Mejer, Purchasing Agent - RE: Notice to Bidders #04-110 – Television Equipment (RFI#132 - 6/16/04).
3. Request to Marvin Krout, Planning Director - RE: Opening Fletcher Avenue to 14th Street (RFI#133 - 6/16/04). — 1.) **SEE RESPONSE FROM DENNIS BARTELS, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#133 - 7/01/04.**
4. Request to Allan Abbott, Public Works & Utilities Director/Larry Worth, StarTran - RE: HandiVan Service to Coaches, 640 W. Prospector Ct. (RFI#134 - 6/21/04). — 1.) **SEE RESPONSE FROM LARRY WORTH, STARTRAN RECEIVED ON RFI#134 -6/24/04.**

GLENN FRIENDT

1. OUTSTANDING Request to Lynn Johnson, Parks & Rec. Director - RE: South Salt Creek Community Organization concerns (RFI#33-5/25/04).
2. Letter to Glenn Friendt, Ken Svoboda, Jon Camp from Glenn Friendt for all Council members - RE: After reading the Journal Star article on Thursday, July 8th 2004, cannot get over at the way Mr. Spadt played all of you like a Banjo - regarding use of Fire Department vehicles for personal use - (See Letter)
3. Request to Don Herz, Finance Director/Dana Roper, City Attorney - RE: Constituent inquiry regarding the proposed bond issue (RFI#34 - 7/13/04).

JONATHAN COOK

1. OUTSTANDING Request to Weed Control/Public Works & Utilities Department/ Parks & Recreation Department - RE: Maintaining of ROW along W Van Dorn - (RFI#114 - 6/14/04).
2. OUTSTANDING Request to Steve Masters, Lincoln Water System, PW - RE: Lead in Water - (RFI#116 - 7/06/04).

ANNETTE McROY

1. Request to Polly McMullen, Downtown Lincoln Association - RE: An area that is being utilized as a garbage and brush storage collection point for the DLA - area directly East of 610 "G" Street - (RFI#151-6/24/04). — **[NOTE: Response Letter & pictures from Polly McMullen, President Downtown Lincoln Association to RFI#151 received on 6/25/04 - RE: An area that is being utilized as a garbage and brush storage collection point for the DLA-area directly East of 610 G St. - Response listed on the Directors' Addendum for 6/28/04.]**

KEN SVOBODA

1. E-Mail from Pam Manske - RE: The South Street construction project - (See E-Mail)

B. DIRECTORS AND DEPARTMENT HEADS

FINANCE/BUDGET

1. Inter-Department Communication from Steve Hubka - RE: Requested Information/Administration Changes - (See Material)

HEALTH DEPARTMENT

1. NEWS RELEASE - RE: Hot Weather Alert - (See Release)

LIBRARY

1. DIRECTOR'S REPORT - Lincoln City Libraries - June 2004 Statistics - Monthly Categorical Report, June 30, 2004 - Fund Balances, June 2004.

LINCOLN AIRPORT AUTHORITY

1. REPORTS - RE: Lincoln Airport F.A.R. Part 150 Noise Compatibility Study - Noise Exposure Maps - Chapters 1, 2, 3 - - Items 19, 04-131 & 20, 04R-172 (being introduced on 7/19/04) (Hard copy of Reports & CD on file in the City Council Office)

PLANNING

1. Letter from Tom Cajka to Michael Johnson, Olsson Associates - RE: Burlington Northern Industrial Park Final Plat #04020.
2. Letter from Brian Will to Gary Butts - RE: EDM Industrial Center Addition - Final Plat #03049.

PLANNING COMMISSION FINAL ACTION

1. Special Permit No. 04032 (Domiciliary Care Facility - N. 58th Street and Colfax Avenue) Resolution No. PC-00882.

PUBLIC WORKS & UTILITIES DEPARTMENT

1. NEWS RELEASE - RE: Open House Planned On Storm Sewer Project - (See Release)
2. ADVISORY - RE: South 14th Street - Project 701306 - July 15, 2004. (See Advisory)

STARTRAN

1. Response Letter from Larry D. Worth to Robert V. Blevins - RE: In response to your July 7, 20004, correspondence in which you described an unfortunate incident of a StarTran driver passing you when you were attempting to board near 48th & Madison Streets - (See Letter)

C. MISCELLANEOUS

1. Letter from Lawrence & Della Kenney - RE: Weed problem in our neighborhood at 1215 South 49th Street - (See Letter)
2. 3 'Thank-you' note cards - RE: The smoking ban - (See Note Cards)

3. Letter from Randy Haas, President, West O Area Business Association - RE: Great job this year on the 4th of July celebration at Oak Lake - (See Letter)
4. E-Mail - RE: Opposed to the current ordinance on the smoking ban - (See E-Mail)
5. 6 E-Mail's - RE: "Thank-you" for the smoking ban - (See E-Mail's)
6. E-Mail from Bernese Gellings - RE: Why does the City of Lincoln not have weight limit laws for in-transit trucks (semis)? - (See E-Mail)
7. E-Mail from Alan & Donna Hersch - RE: Please support Street and Trail Bonds - (See E-Mail)
8. E-Mail from H.L. Franey - RE: Motto: Governing with a frown - 4th of July - (See E-Mail)
9. Note Card from Mrs. Norma J. Fleisher - RE: Please support passage of the Defense of Liberty Resolution - (See note card)
10. 2 E-Mail's from Carla Squitieri with response from Joan Ray - RE: InterLinc: Council Feedback - (See E-Mail's)

IV. DIRECTORS

V. CITY COUNCIL MEMBERS

VI. ADJOURNMENT

da071904/tjg

Washington Report

City of Lincoln -- Washington Office

Senate FY05 Spending Plans Stalled

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JUL 10 2004
CITY COUNCIL
OFFICE

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**Washington Report
Archives Available
on the Internet at:**

[www.capitaledge.com/
archive.html](http://www.capitaledge.com/archive.html)

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Budget

Senate abandons action on FY 2005 spending bills. As many as nine of the 13 FY 2005 appropriations bills were tentatively scheduled for action on the subcommittee level this week in the Senate. However, those plans were scrapped entirely when it became clear that the bills would have no chance to reach the Senate floor before September.

To date, the Senate has approved only one of its 13 FY 2005 spending bills (Defense) while another (Homeland Security) has been approved by the Appropriations Committee and is awaiting floor action, possibly next week. Now it appears that the remaining 11 measures will not be addressed on any level in the Senate until after the congressional summer recess, scheduled to begin later this month at the start of the Democratic National Convention and ending September 6.

Senate Appropriations Committee Chairman Ted Stevens (R-AK) had hoped to move several spending bills to the floor in the next two weeks, but those plans relied on the unrealistic goal of gaining an agreement with Senate Democrats on spending caps and limited debate on the measures. Since Congress has not approved a FY 2005 budget resolution setting parameters for the appropriations process, Stevens would not be able to prevent Democrats from introducing amendments to the bills to increase spending for domestic programs well above the limits acceptable to the President. As a result, Stevens canceled action on all the bills this week rather than have their contents exposed for so long prior to floor action.

The lack of activity in the Senate this week on the spending bills dramatically increases the chances that as many as 11 of the 13 bills will be wrapped up into one large "omnibus" appropriations bill after the November elections. In the House, members completed action on their

fifth and sixth FY 2005 spending bills (Legislative Branch and Commerce, Justice, State Departments -- see related article below) this week and they will continue to consider their measures through the end of the month. However, they will ultimately be at the mercy of the Senate when it comes to final consideration and may have to endorse the "omnibus" route.

Transportation

Tempers flare as conferees discuss overall funding level for highway, transit bill. In a break from the usual collegial nature surrounding negotiations, House and Senate conferees traded jabs over the inability of the House to agree on a total price tag for the six-year surface transportation bill. During a 45-minute meeting held earlier this week, Conference Chairman James Inhofe (R-OK) commented to conferees that they were "rapidly running out of time."

The meeting quickly took a negative turn as Senator Harry Reid (D-NV), Ranking Member on the Senate Transportation and Infrastructure Subcommittee and one of the primary authors of the Senate bill, stated that he was "terribly disappointed" with the delays caused by the House being unable to agree on a final funding level. Reid went on to say that he would not accept any funding level less than the Senate-passed \$318 billion amount. Reid also commented that House Transportation and Infrastructure Committee Chairman Don Young (R-AK), author of the House bill and Vice-Chairman of the Conference, had lost his "pizzazz" on this issue. Young immediately returned fire commenting that "this is a conference... don't tell me what you're going to accept and not accept."

Calm was quickly restored to the meeting as members agreed to meet again on July 13 with the goal of having a final price tag for the bill in place. Before adjourning, Conferees also approved a third round of 31 non-controversial

provisions agreed upon by staff from both chambers. Among these were several technical corrections and highway safety related measures.

With no agreement in sight and time running out on the current temporary extension, which is set to expire on July 31, a fifth temporary extension will need to be passed by both chambers before they adjourn on July 23 for a month-long recess. This extension would give conferees until September 30 to produce a final version of the surface transportation bill, exactly one year since the current law was originally set to expire.

Gun Control

Concealed weapons legislation cleared for President's signature. On Wednesday, by a voice vote, the Senate passed legislation (HR 218) that will exempt retired and off-duty law enforcement officers from state laws that prohibit them from carrying concealed weapons. In order to qualify for the exemption, officers must carry identification and retired officers must be in good-standing with the agency from which they retired. Officers that carry concealed weapons while under the influence of drugs or alcohol will not be covered under the legislation.

The bill gained broad bipartisan support from many lawmakers who claim that it will help combat crime by putting additional police officers on the streets at zero expense to the taxpayers. Supporters also cite the fact that the bill will offer some protection for off-duty and retired officers against convicted criminals who decide to take revenge against the law enforcement officers.

Initially, many critics of the legislation were calling the bill "an affront to state sovereignty and the Constitution." They argued that the implementation of the law would disregard the judgment of state authorities on an important public safety issue and would undermine the safety of communities as well as the safety of police officers by overriding state and local gun-

safety laws. However, once the bill's primary Senate opponent, Senator Edward Kennedy (D-Mass), indicated that he would not attempt to block consideration of the legislation, the bill moved swiftly through the chamber.

President Bush is expected to sign the bill.

Public Safety

House passes FY 2005 CJS spending bill.

On Thursday, by a vote of 397-18, the House approved a \$39.8 billion FY 2004 Commerce, Justice, and State Departments (CJS) funding bill (HR 4754). The total of the bill is \$2.2 billion more than was appropriated for the Departments in FY 2004, and about \$200 million more than the President's budget request. Despite this overall spending increase, the bill contains a series of proposed FY 2005 reductions to many popular state and local justice assistance programs that would bring for the third consecutive year severe funding cuts to state and local public safety programs.

Included in the funding for the Department of Justice is \$3 billion for assistance to state and local law enforcement for crime fighting initiatives. Although this amount would be \$886 million above the President's FY 2005 budget request it would put funding for state and local government assistance programs \$103 million below their FY 2004 levels. The bill would slash funding for COPS grants from \$497 million in FY 2004 to just \$113 million in FY 2005 with funding to be used for a single COPS enhancement grant program that would provide funding for police technology enhancements, hiring and training programs. In addition, funding for the Local Law Enforcement Block Grant (LLEBG) would be cut by 42 percent to \$130 million just one year after funding for the program was reduced by 44 percent. Finally, funding for the Edward Byrne Justice Assistance Grants program would also drop from its FY 2004 funding level of \$655 million to \$634 million in FY 2005. Pursuant to Justice Department authorization legislation (HR 3036) passed

by the House, the bill also calls for combining the LLEBG and Byrne programs into one grant program.

Funding highlights for other programs benefiting local governments along with comparisons to the FY 2004 funding levels in parentheses are as follows:

- ▶ \$384 million for Violence Against Women Act programs (same as FY 2004);
- ▶ \$176 million to eliminate DNA analysis backlogs (+ \$77 million)
- ▶ \$325 million for the State Criminal Alien Assistance Program (+ \$28 million)
- ▶ \$51 million for Weed and Seed (- \$6.7 million)
- ▶ \$60 million for Juvenile Accountability Block Grant (+ \$632,000)
- ▶ \$0 for Drug Courts (-\$38 million)

Yesterday's floor action was highlighted by the introduction of an amendment by Rep. Bernard Sanders (I-VT) that would have challenged the authority of the 2001 Patriot Act (PL 107-56) by preventing the Department of Justice from reviewing the records of library and bookstore customers. The amendment was defeated during a vote that was held open for more than 30 minutes after it appeared that the amendment would prevail by a vote of 219-200. After 30 minutes of arm twisting, the amendment was defeated 210-210, sparing the Administration any embarrassment. The Administration has indicated that the President will veto the bill if it contains any provisions to repeal portions of the Patriot Act.

The Senate has made no progress on its own version of a CJS bill and the likelihood of the House bill ending up as part of an omnibus FY 2005 spending measure is increasing.

Economic Development

House clears EDA appropriations. After hours of sometimes raucous debate over amendments related to the Patriot Act, the House cleared legislation (HR 4754) providing FY 2005 funding for the Departments of Commerce, Justice and State as well as for the federal judiciary.

As cleared by the House, the bill includes \$320 million for the Economic Development Administration (EDA). The total includes \$201 million for Public Works and Economic Development Grants, the same as last year, \$43 million for Economic Adjustment Grants, an \$8 million decrease from last year, and \$25 million for planning grants, an increase of \$1 million from last year.

Legislation to reauthorize EDA through FY 2008 has passed the House (HR 2535) and has cleared the Environment and Public Works Committee in the Senate (S 1134). The once-maligned agency that was targeted for elimination by the Nixon and Reagan Administrations and by the 104th Congress as recently as a decade ago now enjoys broad bipartisan support from lawmakers who appreciate the economic development assistance the agency provides distressed rural and urban areas. HR 2535 would authorize \$425 million for EDA in FY 2005, growing incrementally to \$500 million in FY 2008. S 1134 would authorize \$331 million for the agency in FY 2005 and "such sums as may be necessary" for subsequent years.

Human Services

House subcommittee clears HHS Appropriations bill. The FY 2005 spending bill for the Department of Health and Human Services was approved this week by a House appropriations subcommittee. The measure, which was approved by a unanimous vote of 18-0, authorized \$492.3 billion in spending, with \$142.5 billion designated for discretionary spending.

Most programs in the bill saw an increase of funds from FY 2004, although some subcommittee members were not satisfied with the funding and felt the increased levels were considerably less than the cost of inflation. Funding of specific areas include:

- ▶ \$1.8 billion for Community Health Centers (+\$219 million)
- ▶ \$2.1 billion for the Ryan White AIDS program (+\$35 million)
- ▶ \$2.2 billion for the Low-Income Home Energy Assistance Program (+\$111 million)
- ▶ \$1.7 billion for the Substance Abuse Block Grant (+\$10 million)
- ▶ \$491 million for the Refugee and Entrance Assistance program (+\$43.7 million)
- ▶ \$2.1 billion for the Child Care Block Grant (+\$12.4 million)
- ▶ \$89.5 million for the Runaway and Homeless Youth program (+\$16 million)
- ▶ \$1.3 billion for the Administration on Aging (+ \$22 million)

On the other hand, the Centers for Disease Control and Prevention (CDC) would be funded at \$4.48 billion, a reduction of \$101 million from FY 2004. The reduction in funds comes from cuts in spending on infrastructure projects. CDC would receive \$1.64 billion for hospital preparedness for homeland security and biodefense funding. The bill would fund the HIV/AIDS, TB and Malaria programs at \$624 million, a decrease of \$675 million.

Several programs would be funded at the same levels: the Healthy Start program at

\$98 million, the Maternal and Child Health Care Block Grant at \$730 million, and the Social Services Block Grant at \$1.7 billion.

In Education, Title I programs and special education grants to states would see funding level increases of \$1 billion each in FY 2005 as requested by the Bush administration for a total of \$13.4 billion for Title I programs and \$11.1 billion for special education grants. An additional \$823 million would also be provided for Pell Grants for low-income college students, totaling \$12.9 billion. The Head Start program would receive an increase of \$123 million for a total of \$6.9 billion.

The full House Appropriations Committee markup of the spending bill could take place next week.

Job Training

House panel approves slight increases for job training programs. The House Appropriations Subcommittee on Labor, Health and Human Services and Education approved an FY 2005 spending bill that provides small increases to most employment and training programs of interest to local governments.

Under the bill, funding for the Adult Training Block Grant would increase fractionally by \$1 million to \$900 million. The Youth Training Block Grant would receive an increase of \$5 million to \$1.1 billion. Funding to assist dislocated workers would stay at \$1.1 billion. The Migrant and Seasonal Farmworkers Program would receive \$76 million, the same as last year, despite the Administration's proposal to eliminate it. Last year's big winner among employment and training programs, Job Corps, would see only a small increase this year, growing by \$1 million to \$1.5 billion.

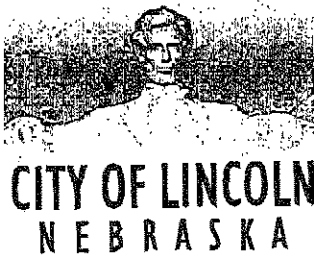
The bill, which comes as legislation to reauthorize federal job training programs remains stymied in the Senate, heads to the full Appropriations Committee next week, where Democrats will offer amendments to increase funding for many of the programs

included in the bill, including amendments to increase employment and training funding.

Federal Register

The following notices have appeared in the Federal Register since June 25th. Further information may be obtained from this office.

Department of Justice, July 7: The Office of Justice Programs has announced that it is accepting applications for the Weed and Seed Program. The purpose of the program is to provide funding to prevent, control, and reduce violent crime, drug abuse and gang activity in designated high-crime neighborhoods. This is achieved through a two pronged process in which law enforcement agencies and prosecutors cooperate in “weeding out” violent crime and drug abuse and then “seeding” by bringing human services to the area. Only officially recognized Weed and Seed sites are eligible to apply for funding. Eligible applicants may apply for a total of \$175,000 in FY 2004 funding, of which at least half must be used for “weeding” activities, including community policing. Applications are due September 9, 2004 and are available online at www.ojp.usdoj.gov/ccdo/funding.htm. (Grants.gov)



NEWS ADVISORY

MAYOR COLEEN J. SENG

lincoln.ne.gov

OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

DATE: July 15, 2004**FOR MORE INFORMATION:** Diane Gonzolas, Citizen Information Center, 441-7831

Mayor Coleen J. Seng will be joined by Governor Mike Johanns and a coalition of local organizations for a news conference at **5 p.m. TODAY, Thursday, July 15** on the front steps of the **Justice and Law Enforcement Center, 575 South 10th Street**. Speakers will encourage the public to attend the "No Place for Hate" event from noon to 3 p.m. Saturday, July 17 at Pioneers Park.

RECEIVED
JUL 15 2004
CITY COUNCIL
OFFICE

RECEIVED

JUL 14 2004

CITY COUNCIL
OFFICE

Referred to:

Nicole Fleck-Tooze, Dennis Bartels,
Allan Abbott, Public Works/Tonya
Skinner, Dana Roper, Law/Marvin
Krout, Planning

REQUEST FOR INFORMATION
COUNCIL OFFICE

Patte Newman - #21

April 29, 2004

By: _____
(Council Member)

_____ Date

REQUEST: RE: A resident of the Easthart Neighborhood a problem they had in their
development - the commons area between 78th Street & Maxey School

Would you please respond to the attached E-Mail and send me a copy of the response.

Thanks.

- Patte Newman

cc: Mayor's Office

RESPONSE (Indicate action taken):

By: Tonya Skinner

7-14-04
Date

See attached memo

RECEIVED

APR 23 2004

LAW DEPT.

104-09868

COMMENTS:

PLEASE RESPOND WITH 15 COPIES/tjg

INTER-DEPARTMENT COMMUNICATION

RECEIVED

JUL 14 2004

**CITY COUNCIL
OFFICE**

TO Patte Newman **DATE** July 12, 2004
DEPARTMENT City Council **FROM** Tonya Skinner
ATTENTION **DEPARTMENT** City Law
COPIES TO Public Works & Utilities **SUBJECT** RFI # 21

This is a response to your request for information regarding the Easthart Homeowners Association. The homeowners in the Easthart neighborhood are concerned about the Association's ownership of an outlot. The outlot was to included private drainage improvements. The drainage improvements have not been completed by the developer.

It appears that several homeowners have attempted to get the developer to install the private improvements. To further their efforts, the homeowners refused to form the Easthart Homeowners Association. It my understanding that the developer promised the homeowners on several occasions that he would install the private drainage improvements.

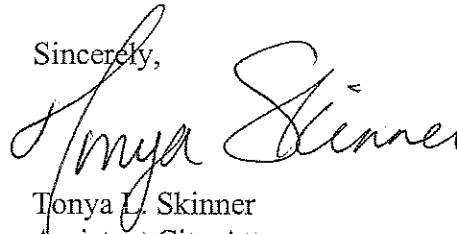
The Law Department was contacted by Public Works to determine if the City could sue the developer and force the developer to install the private improvements. The concerns at the time of this request are the City of Lincoln suing on behalf of a private entity, or the question if we need to install the private drainage improvements and sue for the costs. If the City of Lincoln initiated legal action, it would need to sue the legal owner of the outlot. In many cases, this would be the developer. However, the Easthart Homeowners Association has been the legal owner of the outlot since 2000. (It should be noted that the homeowners did not know the outlot had been deeded to the association.) I was in contact with Melva Hackbart, an Easthart homeowner. I advised her that she and her neighbors may have to incur legal fees if the City proceeded with legal action. I advised the homeowners that if the City sued the developer, most likely the developer would bring in the homeowners association as a successor in interest. Or if the City sued the homeowners association, the homeowners association would need to decide if they were going to sue the developer for the costs of the improvements. As a representative of the neighborhood and a homeowner, Mrs. Hackbart asked the City not to initiate legal action or install any of the improvements while the homeowners association attempted to negotiate with the developer. The last email that I received from a Mrs. Hackbart indicated that she had received a letter from the developer's attorney. The attorney indicated that the liner would be installed within the year. I have not been contacted by Mrs. Hackbart since her October 2003 email.

Upon receiving the RFI, Rick Peo and I met with Public Works and Utilities to determine how Public Works is currently handling private drainage improvements. In 2002, the City started requiring bonds for private drainage improvements, however, in a majority of the cases the bond is not enough to cover the costs of the private drainage improvement. In order to avoid situations like Easthart, one option discussed was to amend LMC 26.23.170 to clarify that the developer cannot deed an outlot to a homeowners association until all improvements are constructed.

Public Works has asked the Streamlining Subcommittee for its input on this option. In addition, the Planning Department and Public Works are working to include more details in the subdivision agreements. Public Works is also developing a workbook for homeowner's associations because it is becoming increasingly clear that many associations do not understand the work and expense that is necessary to maintain private outlots. The Law Department will be contacting the developer in writing to determine the status of this outlot.

It is my understanding that a homeowner from the Easthart neighborhood contacted you regarding this issue. If you would like me to speak with that person, please provide me with the name and contact information. I will keep you updated on this issue. Please let me know if you need any further information.

Sincerely,

A handwritten signature in black ink, appearing to read "Tonya L. Skinner". The signature is fluid and cursive, with the first name "Tonya" being more prominent than the last name "Skinner".

Tonya L. Skinner
Assistant City Attorney

TLS/tb

RECEIVED

JUL 12 2004

CITY COUNCIL
OFFICE

July 9, 2004

From Glen
For all
Council
members

Councilman Kent Svoboda
Jon Camp
Glen Frendt

Sir.

After reading the Journal Star article on Thursday July 8th 2004 I cannot get over at the way Mr Spadt played all of you like a Banjo. Obviously the right questions were not asked by City Council regarding use of Fire Department vehicles for personal use. And I do not take the personal use of vehicles as Minuscule either. Here are my reason and facts.,

I have over 15 years on the department but can not come forwards due to retaliation which this administration uses as their course of deterrents.

1 Fire Station 11 at air park has no store near by so they plan their meals in advance and have a member of the crew pick it upon their off day .so this is possible .

2. For years they always had a lowest recruit go to the store on duty using his or her personal vehicle . A few stations still practice this.

3. Some of these stations do however make it a practice to not only go to the store but they will go way to the far end of the district passing up closer stores just to save a couple of pennies knowingly spending a few extra tax payer dollars by doing so.

4. after being on different rigs over the years mostly this administration some of the officers have off day and they have been known to go by their places where they are to be working the next day just to see what they have to do and plan what tools or equipment they may need . You don't get much personal then this taking a expensive rig way out of the way using fuel and wear and tear on the rig plus figuring wages lost at what 80.00 ph for 4 people plus any liability if someone gets involved in a accident .. These are the same firefighters that whine about mowing yards in the stations and any other maintenance complaining they have no time.

5. I have been on these vehicles when they decide to attend a function such as Dixie Chicks and such where they just walk in and watch the show. Or go to the Fair and play games on the midway.

Just March of 2004 truck 7 stationed at Cotner and "A" attended a soccer game at 70th and Arber Road way out of the district because a Nephew was playing there. Don't get me wrong but does any other business allow employees take company vehicles during working hours to personal function while being paid? Like you said Firefighters works only 10 days a month plus they still have vacation and personal holiday if needed to see a function with their families.

Firefighters know 1 year in advance unless they transfer what days they are working and have off for personal business . Mr Spadt out right miss directed his answers on purpose he was a Firefighter him self before the Wesley Administration and while Wesley is gone (I think) his residue is still there.

Adding all of this together is NOT Minuscule the city can save a ton of Taxpayer money by getting rid of this residue and putting the original Fire Chief back . Or you can keep raising our taxes. Start making him accountable .and stop letting him play you he is just a play ground bully with a GED. That alone should make College Grads feel good .

And by the way as far as saying the usage keeps the crews together ? Sorry BS excuse my french .On many occasions they would be shopping and catch a call and instead of taking it they will request another rig go in their place due to being out of district going to a cheaper store or did not feel like responding and having to go back and shop again. . This places Taxpayers lives in jeopardy I hope my relations are never placed in this position having to wait for a further vehicle to respond because the closer unit decided to save a couple of cents . These action should be all on tapes review back as far as you want with 911 or as long as they keep the tapes on files you will hear for yourself .

now you can no longer say you had no idea. Deal with it or live with it as a Council member .

Ken Svoboda

Joan V Ray

Joan V Ray
07/14/2004 04:02 PM

To: Darrell Podany/Notes@Notes
cc:
Subject: attn Darrell

FYI

----- Forwarded by Joan V Ray/Notes on 07/14/2004 04:02 PM -----



"Pam Manske"
<pam@primesites.org>
07/14/2004 12:00 PM

To: <council@ci.lincoln.ne.us>
cc: <dgebhard@ci.lincoln.ne.us>
Subject: attn Darrell

Hi Darrell:

Thank you for speaking with me earlier today about the South St. construction project. Shortly after I hung up from talking with you I walked onto the site & spoke to the foreman from Paver's who happened to be talking with city inspector Dale Gebhard at the time. Dale was following up on a request he got from Bruce Sweeney in city engineering to check on the construction traffic that had been routed through our near south neighborhood. The traffic stopped, Jeff from Pavers said he would have the drivers from ReadyMix & the dirt hauling companies stay on South Street. So, what was a BIG, steady stream of heavy construction traffic stopped at about 11 am this morning.

Had there been signs at either end of the project denoting the General Contractor's name I could have called them directly but there is no sign at either end. I mentioned it to Dale & Paver's, they said signs are supposed to be posted at 27th & at 17th. There is no sign at either location. Also, we have a lot of mud and dirt on the residential streets now. Street sweepers were here a couple times this summer already but it looks like they will need to come back.

Thank you for your help, it is nice to know you are there.

Pam Manske
1832 S. 24 Street
Lincoln, NE 68502

402/730-4080

RECEIVED
JUL 14 2004
CITY COUNCIL
OFFICE

INTER-DEPARTMENT COMMUNICATION

TO: City Council Members
DEPARTMENT: City Council
ATTENTION:

COPIES TO: Mayor Seng
Mark Bowen
Ann Harrell
Corrie Kielty
Don Herz

DATE: July 15, 2004
FROM: Steve Hubka
DEPARTMENT: Finance/Budget

SUBJECT: Requested Information/
Administration Changes

RECEIVED
JUL 15 2004
CITY COUNCIL
OFFICE

Attached is a preliminary list of changes to the Mayor's Recommended Budget prepared by the Mayor's Office and Finance as well as answers to information requests from Council members made during budget hearings and since the conclusion of those meetings.

"Administration's Proposed Changes To The 2004-2005 Mayor's Recommended Budget - Tax Funds and Non-Tax Funds"

The main item of note for the tax funds is the need to add to the budget the projected impact of additional longevity pay for Police Officers included in the final contract settlement. These changes propose to cover those costs through reductions mentioned to you during the budget meetings.

There is also a need to adjust funding for the City share of County agencies discussed at the Commons budget hearings. These changes are indicated on Schedule 2 of the attachment. Please note the addition of funds for Emergency Management. This addition would fund the financing by the County to purchase a command post and a vehicle and the outright purchase of all of the sirens included in the materials discussed on July 6th. A Deputy position is not included and the phone warning system is also not included. The reduction shown for Human Services Admin./Justice Council is possible because we mistakenly included the entire cost of the Expediter position in the Mayor's budget when only half of the cost is paid by the City. As a result, more was budgeted than necessary.

Other answers to budget questions and requests for information.

Gross wages paid to Fire Department employees.

This information was requested during the Fire Department hearing. Gross wages includes all compensation. Attached is a copy of a printout showing gross wages paid during calendar year 2003. It is sorted by business unit (division) and job class (TTLCD) on the printout. There are handwritten notes on the page to give you the division names and the job titles.

Indicate which of the equipment and vehicles listed on P. 33 of the Public Works and Utilities section of the Mayor's 2004-2005 recommended budget are for replacement of current inventory and which are new and/or additional items.

All of the equipment on page 33 is for replacement of existing pieces of equipment. The two sources of funding are from payments into the replacement fund by various users and the salvage value of the existing pieces of equipment that are being replaced.

Commissioner Stevens asked about the County receiving credit for the 911 surcharge revenue generated from rural residents of Lancaster County.

The interlocal agreement states that "Lancaster County shall contribute 4% of the total operating budget as set by the Lincoln City Council." The terms in the interlocal agreement were used in calculating the amount to be paid by the County. No adjustment for the revenue is in order. It

should be noted that the calls handled for the Sheriff are a greater percentage than the 4% of the cost contributed by the county, so the lack of a "credit" for revenue provided by rural residents is not as unfair as it might first appear.

The question arose regarding detail on the revenue summary for the Water and Wastewater Business Offices on pages 55 and 65 of the Public Works and Utilities section of the budget book.

Please see attached e-mail answering this question.

Detail of the travel/mileage for PW and U, Engineering Division was requested.

Please see attached worksheet for the recent history of the line items that make up these numbers.

If you need anything else or have other questions, feel free to call at 441-7698.

**ADMINISTRATION'S PROPOSED CHANGES
TO THE 2004-05 MAYOR'S RECOMMENDED BUDGET
TAX FUNDS**

	<u>Source Of Funds</u>	<u>Use of Funds</u>
<u>All Tax Funds</u> – Reduce amount for dental insurance. Amount budgeted reflected a 5% increase, however next year's rates will be the same as the current year rates. (See Schedule 1.)	\$24,653	
<u>General Expense/Industrial Promotion</u> – reduce amount budgeted for promotion of rollerskating.	\$30,000	
<u>General Expense/Shared Services</u> – Adjust joint County/City agency budgets to reflect actual budget requests by County agencies. See attached Schedule 2 for detail by agency.		\$6,339
<u>Police</u> – Increase for negotiated longevity increase.		\$66,350
Special Events/4 th of July – Reduce amount budgeted for fireworks. Fireworks to be provided by a co-sponsor.	\$22,000	
TOTAL CHANGES TO TAX FUNDS	<u>\$76,653</u>	<u>\$72,689</u>

**ADMINISTRATION'S PROPOSED CHANGES
TO THE 2004-05 MAYOR'S RECOMMENDED BUDGET
NON-TAX FUNDS**

	<u>Source Of Funds</u>	<u>Use of Funds</u>
<u>All Non-Tax Funds</u> -- Reduce amount for dental insurance. (See Schedule 1.)	\$11,511	
<u>Public Works & Util./Landfill C & D</u> -- reduce Landfill Property Maint. line item for item budgeted twice.	\$640	
<u>Public Works & Util./Landfill Composting</u> -- reduce Landfill Property Maint. line item for item budgeted twice.	\$1,930	
<u>Public Works & Util./Streets & Highways C.I.P.</u> -- Project #30 Harris Overpass replacement, 3 rd St. to 9 th St. move \$1,900,000 RTSD appropriations forward from the second year to the 1 st year.		\$1,900,000
<u>Public Works & Util./Streets & Highways C.I.P.</u> -- Project #48 SW 40 th St., "O" to "A" Sts. increase RTSD appropriations.		\$100,000
<u>Urban Dev./One Stop/W.I.A.</u> -- recognize greater than anticipated grant award for Dislocated Workers and add one FTE Com. Res. Spec. to provide service to additional clients.	\$241,456	\$241,456

07/15/04

SCHEDULE 1

Dental Insurance Savings for 2004 - 2005
From Amounts Included in the Mayor's Budget

		Total Dental Insurance Reductions	City Savings	County Savings	Tax Funds Savings
010	General	19,319	19,319		19,319
030	Donations	55	55		
120	Libraries	1,251	1,128	123	1,128
125	Aging	779	701	78	701
135	Health	1,601	1,009	592	1,009
140	Animal Control	226	226		226
145	Title V	109	109		
150	Snow Removal	228	228		
155	911 Communications	633	608	25	608
160	Social Security	11	11		11
165	Street Construction	595	595		
180	CDBG	247	247		
185	Grants In Aid	1,704	1,704		
191	WIA	82	82		
220	Building and Safety	1,065	1,065		160
510	Golf Revenue	270	270		
520	Parking Facilities	26	26		
540	Landfill	457	457		
550	EMS Enterprise	813	813		
555	Wastewater	1,393	1,393		
560	Water	1,702	1,702		
590	StarTran	1,460	1,460		1,460
600	Information Services	803	803		
610	Engineering Revolving	1,432	1,432		
630	Worker's Comp	78	78		
650	Fleet Services	275	275		
660	Police Garage	104	104		
680	CIC Revolving	178	178		
685	Copy Services	23	23		
705	Police And Fire Pension	32	32		32
730	Polley Trust	32	32		
		36,983	36,164	819	24,653

SCHEDULE 2
2004-05 CITY SHARE OF
COUNTY AGENCIES

	<u>County Request</u>	<u>Mayor's Recommended Budget</u>	<u>Additional Expense (Savings)</u>
Special Needs	33,096	33,119	(23)
Emergency Management	177,587	129,077	48,510
Human Services Admin./Justice Council	132,015	171,738	(39,723)
Diversion Services	35,000	36,750	(1,750)
Juvenile Diversion Services	34,500	35,175	(675)
	<u> </u>	<u> </u>	<u> </u>
Total	<u>412,198</u>	<u>405,859</u>	<u>6,339</u>

7/12/04

2003 GROSS WAGES FOR FIRE DEPARTMENT EMPLOYEES

DEPT	DIV	BUS UNIT	TLCD	YGRS
05	01	05001	0630	43085.48
05	01	05001	1034	27228.66
05	01	05001	1121	35634.43
05	01	05001	1125	40576.46
05	01	05001	3001	50890.96
05	01	05001	3002	89634.05
05	01	05001	4902	8857.50
05	01	05001	5201	27401.35
05	02	05002	3019	79024.19
05	02	05002	3020	63350.39
05	02	05002	4902	600.00
05	03	05003	3021	40945.68
05	03	05003	3021	48204.67
05	03	05003	3024	60881.46
05	04	05004	3002	84919.70
05	04	05004	3003	61992.80
05	04	05004	3003	48129.19
05	04	05004	3003	62031.44
05	04	05004	3003	51137.93
05	04	05004	3003	52977.83
05	04	05004	3003	53625.15
05	04	05004	3003	79534.37
05	04	05004	3003	57239.46
05	04	05004	3003	62000.35
05	04	05004	3003	51214.78
05	04	05004	3003	51116.95
05	04	05004	3003	47586.80
05	04	05004	3003	53257.23
05	04	05004	3003	59309.06
05	04	05004	3003	52496.56
05	04	05004	3003	61662.95
05	04	05004	3003	58912.37
05	04	05004	3003	50769.01
05	04	05004	3003	60484.44
05	04	05004	3003	61976.84
05	04	05004	3003	49368.64
05	04	05004	3003	68070.76
05	04	05004	3003	60598.33
05	04	05004	3003	60334.40
05	04	05004	3003	49988.02
05	04	05004	3003	57015.87
05	04	05004	3003	52722.17
05	04	05004	3003	61138.91
05	04	05004	3003	72062.29
05	04	05004	3003	54335.66
05	04	05004	3003	68717.78
05	04	05004	3003	53562.73
05	04	05004	3003	54341.06
05	04	05004	3003	60286.08
05	04	05004	3003	60952.95
05	04	05004	3003	72010.37
05	04	05004	3003	48658.24
05	04	05004	3003	14086.26
05	04	05004	3003	65059.70
05	04	05004	3003	55161.67
05	04	05004	3003	61636.99
05	04	05004	3003	20822.42
05	04	05004	3003	57428.69
05	04	05004	3003	59204.08

TLCD
Class Code Class Title

0630 Executive Secretary
1032 Senior Office Assistant
1034 Office Specialist
1120 Account Clerk I
1121 Account Clerk II
1125 Accountant
3001 Fire System Programmer
3002 Assistant Fire Chief
3003 Firefighter/Paramedic
3005 Firefighter
3006 Fire Apparatus Operator
3007 Fire Captain
3008 Deputy Fire Chief
3010 EMS Business Manager
3019 Deputy Fire Chief Of Training
3020 Day Captain-Training
3021 Fire Equipment Mechanic
3024 Deputy Fire Chief Of Maintenance
3030 Day Captain-EMS Training
4901 Entry Level Worker
4902 Intermediate Level Worker
5201 Delivery Clerk

Divisions

05001 Administration
General Fund

05002 Fire Training
General Fund

05003 Fire Maint.
General Fund

05004 Fire Emergency
Service-Gen. Fund

05006 EMS Transport
EMS Enterprise

027106 Urban Search
+ Rescue
Grants-In-Aid

2003 GROSS WAGES FOR FIRE DEPARTMENT EMPLOYEES

DEPT	DIV	BUS UNIT	TITLE	YGRS
05	04	05004	3003	48836.04
05	04	05004	3003	49763.31
05	04	05004	3003	63115.34
05	04	05004	3003	56737.70
05	04	05004	3003	57922.65
05	04	05004	3003	55723.05
05	04	05004	3003	55464.78
05	04	05004	3003	61556.99
05	04	05004	3003	69260.71
05	04	05004	3003	65946.63
05	04	05004	3003	57748.74
05	04	05004	3003	60682.39
05	04	05004	3003	65341.33
05	04	05004	3005	52675.75
05	04	05004	3005	53707.30
05	04	05004	3005	52359.17
05	04	05004	3005	52973.16
05	04	05004	3005	57724.39
05	04	05004	3005	53170.43
05	04	05004	3005	54116.35
05	04	05004	3005	59829.80
05	04	05004	3005	50400.65
05	04	05004	3005	55351.53
05	04	05004	3005	54799.95
05	04	05004	3005	52471.58
05	04	05004	3005	64517.22
05	04	05004	3005	54670.43
05	04	05004	3005	53745.31
05	04	05004	3005	52852.29
05	04	05004	3005	54646.22
05	04	05004	3005	4250.00
05	04	05004	3005	53392.05
05	04	05004	3005	46521.24
05	04	05004	3005	54830.99
05	04	05004	3005	53809.81
05	04	05004	3005	44843.55
05	04	05004	3005	41575.61
05	04	05004	3005	43165.26
05	04	05004	3005	9786.37
05	04	05004	3005	41190.98
05	04	05004	3005	50185.20
05	04	05004	3005	45166.51
05	04	05004	3005	44111.31
05	04	05004	3005	51604.63
05	04	05004	3005	52054.60
05	04	05004	3005	52660.69
05	04	05004	3005	52923.28
05	04	05004	3005	59655.82
05	04	05004	3005	49748.05
05	04	05004	3005	49455.38
05	04	05004	3005	45292.69
05	04	05004	3005	46288.42
05	04	05004	3005	53495.75
05	04	05004	3005	46657.14
05	04	05004	3005	54509.89
05	04	05004	3005	41909.40
05	04	05004	3005	53817.04
05	04	05004	3005	53985.68

2003 GROSS WAGES FOR FIRE DEPARTMENT EMPLOYEES

DEPT	DIV	BUS UNIT	TTICD	YRGRS
05	04	05004	3005	53242.64
05	04	05004	3005	54202.23
05	04	05004	3005	40609.94
05	04	05004	3005	49819.01
05	04	05004	3005	53366.93
05	04	05004	3005	53333.29
05	04	05004	3005	52853.25
05	04	05004	3005	58283.12
05	04	05004	3005	54915.18
05	04	05004	3005	53725.30
05	04	05004	3005	54581.42
05	04	05004	3005	52294.65
05	04	05004	3005	30545.35
05	04	05004	3005	46071.22
05	04	05004	3005	45530.47
05	04	05004	3005	49710.35
05	04	05004	3005	45983.73
05	04	05004	3005	53591.53
05	04	05004	3005	55797.39
05	04	05004	3005	48847.71
05	04	05004	3005	45466.34
05	04	05004	3005	56052.45
05	04	05004	3005	52331.86
05	04	05004	3005	54232.66
05	04	05004	3005	59301.77
05	04	05004	3005	53641.48
05	04	05004	3005	48381.60
05	04	05004	3005	50686.89
05	04	05004	3005	56153.97
05	04	05004	3005	45385.67
05	04	05004	3005	59537.62
05	04	05004	3005	50275.42
05	04	05004	3005	55294.82
05	04	05004	3005	44348.50
05	04	05004	3005	45649.50
05	04	05004	3005	26549.16
05	04	05004	3005	44734.54
05	04	05004	3005	47811.72
05	04	05004	3005	53810.50
05	04	05004	3005	52436.82
05	04	05004	3005	52104.64
05	04	05004	3006	58431.55
05	04	05004	3006	57901.35
05	04	05004	3006	58099.09
05	04	05004	3006	57402.48
05	04	05004	3006	58770.80
05	04	05004	3006	59510.30
05	04	05004	3006	57887.65
05	04	05004	3006	57616.90
05	04	05004	3006	57997.34
05	04	05004	3006	82465.24
05	04	05004	3006	60848.06
05	04	05004	3006	57380.35
05	04	05004	3006	58146.51
05	04	05004	3006	58229.06
05	04	05004	3006	57887.63
05	04	05004	3006	57928.78
05	04	05004	3006	57887.67

2003 GROSS WAGES FOR FIRE DEPARTMENT EMPLOYEES

DEPT	DIV	BUS UNIT	TTLCD	YGRS
05	04	05004	3006	56998.70
05	04	05004	3006	61736.63
05	04	05004	3006	61702.31
05	04	05004	3006	57921.94
05	04	05004	3006	59074.69
05	04	05004	3006	54612.17
05	04	05004	3006	62111.05
05	04	05004	3006	59296.69
05	04	05004	3006	61228.51
05	04	05004	3006	57796.63
05	04	05004	3006	62316.98
05	04	05004	3006	58037.16
05	04	05004	3006	54449.97
05	04	05004	3006	61430.63
05	04	05004	3006	54236.20
05	04	05004	3006	55571.89
05	04	05004	3006	61800.19
05	04	05004	3006	62768.72
05	04	05004	3006	57483.16
05	04	05004	3006	57687.31
05	04	05004	3006	50708.02
05	04	05004	3006	57687.30
05	04	05004	3006	57887.63
05	04	05004	3006	57489.78
05	04	05004	3006	59424.83
05	04	05004	3006	57185.71
05	04	05004	3006	58631.88
05	04	05004	3006	57887.70
05	04	05004	3006	57710.38
05	04	05004	3006	57969.90
05	04	05004	3006	58180.87
05	04	05004	3006	58631.88
05	04	05004	3006	57887.68
05	04	05004	3006	58490.63
05	04	05004	3006	58670.68
05	04	05004	3006	57740.77
05	04	05004	3006	65270.81
05	04	05004	3006	61976.35
05	04	05004	3006	57700.98
05	04	05004	3007	66895.88
05	04	05004	3007	66070.97
05	04	05004	3007	69885.05
05	04	05004	3007	69157.46
05	04	05004	3007	76279.92
05	04	05004	3007	69321.50
05	04	05004	3007	62924.90
05	04	05004	3007	61095.15
05	04	05004	3007	68206.23
05	04	05004	3007	68294.19
05	04	05004	3007	69874.61
05	04	05004	3007	66810.85
05	04	05004	3007	66293.44
05	04	05004	3007	58834.42
05	04	05004	3007	71566.43
05	04	05004	3007	67852.17
05	04	05004	3007	68374.27
05	04	05004	3007	68764.88
05	04	05004	3007	56086.98
05	04	05004	3007	59066.73

2003 GROSS WAGES FOR FIRE DEPARTMENT EMPLOYEES

DEPT	DIV	BUS UNIT	TIME CD	YGRS
05	04	05004	3007	70498.29
05	04	05004	3007	70066.38
05	04	05004	3007	66890.66
05	04	05004	3007	68621.97
05	04	05004	3007	68003.27
05	04	05004	3007	68166.19
05	04	05004	3007	73440.01
05	04	05004	3007	68012.45
05	04	05004	3007	64511.12
05	04	05004	3007	74262.73
05	04	05004	3007	76395.03
05	04	05004	3007	69093.13
05	04	05004	3007	68101.02
05	04	05004	3007	63459.08
05	04	05004	3007	66987.51
05	04	05004	3007	66725.25
05	04	05004	3007	69887.55
05	04	05004	3007	75530.98
05	04	05004	3007	66726.66
05	04	05004	3007	69810.48
05	04	05004	3007	68964.73
05	04	05004	3007	69681.20
05	04	05004	3007	68300.09
05	04	05004	3007	67782.36
05	04	05004	3007	68093.03
05	04	05004	3007	68057.33
05	04	05004	3007	67920.98
05	04	05004	3007	66381.01
05	04	05004	3007	67700.56
05	04	05004	3007	56106.08
05	04	05004	3007	75675.63
05	04	05004	3007	56430.02
05	04	05004	3007	69106.80
05	04	05004	3007	80480.79
05	04	05004	3007	71659.93
05	04	05004	3007	67958.30
05	04	05004	3007	68154.69
05	04	05004	3007	69140.44
05	04	05004	3007	69055.91
05	04	05004	3007	68986.94
05	04	05004	3008	82565.84
05	04	05004	3008	76559.32
05	04	05004	3008	77786.53
05	04	05004	3008	82913.37
05	04	05004	3008	73301.39
05	04	05004	3008	82913.39
05	04	05004	4901	341.25
05	05	05006	1032	26393.83
05	05	05006	1120	8812.05
05	05	05006	3010	55402.07
05	05	05006	3010	44571.51
05	05	05006	3020	66121.03
05	05	05006	3021	40332.65
05	05	05006	3030	16690.18
05	02	227106	1032	23957.64
05	02	227106	3020	74658.70
05	02	227106	3020	63682.36
05	02	227106	3020	66631.26

**Margaret
Remmenga**

07/12/04 01:10 PM

To: Jan L Bolin/Notes@Notes
cc: Allan L Abbott/Notes@Notes
Subject: Budget Answer

Friendt was questioning the increase in the revenue summary numbers of pages 55 and 65 of the budget book. The answer is...

Of the \$17.9 million of proposed revenue for F.Y. 2004-05 for Wastewater, \$5.2 million will be spent on debt service versus \$1.3 million in F.Y. 2003-04. Of the \$24.5 million of proposed revenue for Water, \$8.4 million will be spent for debt service versus \$5.6 million for F.Y. 2003-04.

The revenue summary on page 55 for wastewater of \$7.1 million indicates all of the proposed operational expenditures for the Business Office for F.Y. 2004-05 will be funded by user fee revenue. That means there is approximately \$4.0 more of user fee revenue being spent on debt next fiscal year. On page 65, the total operational expenditures will be funded by user fee revenue. That means there is approximately \$3.0 million more of user fee revenue being spent on debt next fiscal year.

Detail of Travel/Mileage for Public Works Engineering Services Division

Public Works Engineering Revolving Page 7

	2002-03 Actual	2003-04 Budget	2004-05 Budget
Meals & Parking	194	250	250
Mileage - City Vehicles	169,811	185,505	191,650
Mileage - Personal Vehicles	2,206	15,000	15,000
School & Conferences	10,930	17,500	17,500
Total Travel/Mileage	183,141	218,255	224,400

Public Works Traffic Engineering (General Fund) Page 9

	2002-03 Actual	2003-04 Budget	2004-05 Budget
Mileage - City Vehicles	185,817	174,500	174,500
School & Conferences	5,075	4,350	4,350
Total Travel/Mileage	190,892	178,850	178,850



NEWS RELEASE



LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT

3140 N Street, Lincoln NE 68510 • Phone: 441-8000

Fax: 441-8323 or 441-6229

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JUL 14 2004

CITY COUNCIL
OFFICE

FOR IMMEDIATE RELEASE: July 13, 2004
FOR MORE INFORMATION: Brian Baker, Health Educator, 441-8046
Mike Heyl, Health Educator, 441-3889

HOT WEATHER ALERT

This week's high temperatures and humidity levels can be especially dangerous and people must take precautions to protect themselves from these extreme weather conditions according to Health Educator, Brian Baker of the Lincoln-Lancaster County Health Department. People suffer heat-related illness when the body's temperature rises and precautions are not taken to prevent it.

These precautions include:

- Drinking plenty of water. Increase fluid intake by drinking 2-4 eight ounce glasses of water each hour. Drink fruit juice or a sports beverage during outdoor recreation.
- Staying in a cool environment as much as possible.
- Never leave children and/or pets in a vehicle.
- Wear appropriate clothing and sun screen. Choose lightweight, light-colored, loose fitting clothing, wear a wide brimmed hat, and select a sun screen SPF of 15 to 30 to protect yourself adequately.
- Adjust to the environment. Pace your recreational activity. STOP activity and get into a cool area if you become lightheaded, confused, weak, or faint.
- Schedule outdoor activity carefully. Plan activities either before noon or in the evening, resting frequently in shaded areas. Avoid sun exposure from 11 a.m. to 4 p.m., the time ultra violet rays are the most intense.
- If you have an elderly neighbor or know someone that is at risk for heat illness, check on them regularly to assure their well-being.

-more-

- Avoid heavy meals and hot foods; they add heat to your body.
- ~~Infants~~ Infants need to be monitored for fluid intake. Dress infants in cool, loose fitting clothing.
- If you don't have air conditioning or a cool place to be, consider going to a library, movie theater, mall, or other public air-conditioned location.

People who are especially susceptible to extreme heat include: infants, elderly, chronically ill people, obese people, and people using certain medications and/or alcohol. Extreme heat can be a concern to healthy people as well. Of particular concern would be children/youth participating in outdoor activities such as band camps, summer camps, and athletic events and practices.

"Sweating is the body's natural mechanism to control body temperature. Under some conditions, sweating isn't enough to cool the body, causing a person's body temperature to rise rapidly," says Brian Baker, Health Educator.

"Both air temperature and humidity affect the body's ability to cool itself during hot weather. When the humidity is high, sweat will not evaporate as quickly, preventing the body from releasing heat quickly," Baker added.

Heat stress symptoms include clammy, sweaty skin, light-headedness, weakness, and nausea. Treat victims of heat exhaustion by moving sufferers to a cooler area and remove protective clothing. If they are conscious, give them cold water. Do not give salt tablets. Allow them to rest.

Heat stroke is a serious condition and should be treated as a medical emergency. Symptoms include hot skin, body temperature above 103 degrees Fahrenheit, rapid breathing and pulse, incoherent behavior, mental confusion, convulsions, or unconsciousness. Move victims to a cool place and **get medical assistance immediately.**

-more-

The Apparent Temperature chart below will help you find out what the air feels like. For example, enter the table from the top with an air temperature of 90°. From the left, using 60 percent humidity, move to the right to where the columns intersect to find the apparent temperature of 100°.

APPARENT TEMPERATURE

Relative Humidity	Air Temperature										
	70	75	80	85	90	95	100	105	110	115	120
0%	64	69	73	78	83	87	91	95	99	103	107
5%	64	69	74	79	84	88	93	97	102	107	111
10%	65	70	75	80	85	90	95	100	105	111	118
15%	65	71	76	81	86	91	97	102	108	115	123
20%	66	72	77	82	87	93	99	105	112	120	130
25%	66	72	77	83	88	94	101	109	117	127	139
30%	67	73	78	84	90	96	104	113	123	135	148
35%	67	73	79	85	91	98	107	118	130	143	
40%	68	74	79	86	93	101	110	123	137	151	
45%	68	74	80	87	95	104	115	129	143		
50%	69	75	81	88	96	107	120	135	150		
55%	69	75	81	89	98	110	126	142			
60%	70	76	82	90	100	114	132	149			
65%	70	76	83	91	102	119	138				
70%	70	77	85	93	106	124	144				
75%	70	77	86	95	109	130					
80%	71	78	86	97	113	136					
85%	71	78	87	99	117						
90%	71	79	88	102	122						
95%	71	79	89	105							
100%	72	80	91	108							

GENERAL HEAT STRESS INDEX

DANGER CATEGORY	APPARENT TEMPERATURE	HEAT SYNDROME
Extreme Danger	Greater than 130	Heatstroke or sunstroke imminent
Danger	105-130	Sunstroke or heat exhaustion likely, heatstroke possible with prolonged exposure and physical activity.
Extreme Caution	90-105	Sunstroke and heat exhaustion possible with prolonged exposure and physical activity.
Caution	80-90	Fatigue possible with prolonged exposure and physical activity.



Lincoln City Libraries - 136 S. 14th Street, Lincoln, NE 68508

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DIRECTOR'S REPORT

JUL 15 2004

CITY COUNCIL
OFFICE

June 2004

System wide circulation increased 3.72% in June 2004 compared to June 2003. Reference transactions increased 3.24%. Polley Music Library reference increased 13.86% and attendance at youth programs increased 15.08%. Overall, June was a very busy month.

The summer reading program "Discover New Trails @ your library" is going well. Event attendance has been quite high. The reports from PawsUp! and Domestic Pups (children reading aloud to trained therapy dogs) have all been positive. The Hispanic Center and Northbridge Community Center have been added to the summer reading outreach schedule. Summer bookmobile stops have also been added at five Lincoln Public School sites (Fredstrom, Meadow Lane, Morley, Randolph and Riley) whose media centers were closed this summer due to construction.

Pat Leach, Youth Services Supervisor, gave a presentation on new children's books at the Early Childhood Conference at Concordia University in Seward on June 16th. The supervisor reported that the conference was helpful in thinking about how children learn and how tactile experience enhances learning.

Outreach Services staffed a library booth at Aging Services' Lifelong Learning Festival and the annual Juneteenth celebration.

Joanna Lloyd, Ph.D., Heritage Room Curator, retired on June 16th. During her tenure the long-term goal to install new shelving for the collection was realized. The Heritage Room reopened for public service on June 15th. The new carpet, new paint and re-organization of the Heritage Room provides a more welcoming and functional area.

LIBRARY BOARD MEETING; Tuesday, July 20, 2004; 8:00 a.m., Board Room, Bennett Martin Public Library, 136 So. 14th Street, Lincoln, Nebraska.

Lincoln City Libraries - June 2004 Statistics

Branch	Adult Print Loans	Youth Print Loans	Adult NonPrint Loans	Youth NonPrint Loans	Sub Total	TeleCirc Renewals	2004 Loan Total	2003 Loan Total	% Change
BMPL	22,977	7,012	9,212	2,793	41,994	4,681	46,675	40,891	14.14%
Anderson	7,017	7,603	1,609	1,881	18,110	1,643	19,753	18,583	6.30%
Arnold Heights	222	1,293	96	370	1,981	109	2,090	1,350	54.81%
Bethany	3,190	3,552	525	1,027	8,294	941	9,235	8,490	8.78%
Eiseley	15,376	23,533	4,824	8,130	51,863	1,341	53,204	47,958	10.94%
Gere	33,029	37,511	9,335	10,088	89,963	6,722	96,685	90,634	6.68%
South	5,141	5,249	1,206	1,391	12,987	1,764	14,751	13,170	12.00%
Walt	14,277	26,617	4,471	7,673	53,038	1,325	54,363	55,395	-1.86%
Bookmobile	709	1,286	135	210	2,340	91	2,431	2,553	-4.78%
Outreach	1,536	691	231	0	2,458	20	2,478	2,252	10.04%
*OPAC							0	9,583	
TOTAL	103,474	114,347	31,644	33,563	283,028	18,637	301,665	290,859	3.72%

*OPAC (Online Public Access Catalog) circulation prior to May 2004 was calculated by the automated system as one system-wide total. May 2004 upgrade now allocates to individual units.

Computer Use/Assist	18,724	17,670	5.96%
Reference Transactions	26,762	25,922	3.24%
Polley Music Loans	1,052	964	9.13%
Polley Music Reference	3,780	3,320	13.86%
Youth Program Attendance	7,350	6,387	15.08%
Web Activity Successful Hits Entire Site	1,444,441	1,100,945	31.20%
Registrations			
Resident	153,249	154,199	-0.62%
County	11,776	11,728	0.41%
Non Resident	2,536	2,722	-6.83%
ILL	1,664	1,782	-6.62%
Reciprocal	250	240	4.17%
Limited Use	4,827	4,050	19.19%
	174,302	174,721	-0.24%

	Holidings	Books	DVDs	CD-ROMs	Sound Recordings	Videos	Verticle File	GRAND Total
Prior Month		896,487	4,277	6,631	59,433	35,189	52,142	1,054,159
Added		4,252	226	3	367	263	14	5,125
Withdrawn		6,576	5	75	1,177	70	0	7,903
Current		894,163	4,498	6,559	58,623	35,382	52,156	1,051,381

LINCOLN CITY LIBRARIES
Monthly Categorical Report
June 30, 2004

	Budget Amount	Budgeted Year-to-Date	Expended Year-to-Date	Balance	Current Month Expended
Administration					
Personnel	\$ 549,636.00	\$ 458,030.00	\$ 460,058.75	\$ 89,577.25	\$ 36,306.11
Supplies	42,900.00	35,750.00	38,677.81	4,222.19	7,020.89
Other Services & Charges	67,634.00	56,361.67	60,406.49	7,227.51	5,420.56
Capital Outlay	-	-	-	-	-
Total	\$ 660,170.00	\$ 550,141.67	\$ 559,143.05	\$ 101,026.95	\$ 48,747.56
Percent Expended		83.33%	84.70%		
Buildings & Grounds					
Personnel	\$ 234,213.00	\$ 195,177.50	\$ 196,289.61	\$ 37,923.39	\$ 17,297.77
Supplies	28,320.00	23,600.00	21,817.76	6,502.24	1,324.70
Other Services & Charges	642,838.00	535,698.33	456,758.85	186,079.15	50,363.23
Capital Outlay	20,000.00	16,666.67	15,447.00	4,553.00	-
Total	\$ 925,371.00	\$ 771,142.50	\$ 690,313.22	\$ 235,057.78	\$ 68,985.70
Percent Expended		83.33%	74.60%		
Public Service					
Personnel	\$ 2,779,547.00	\$ 2,316,289.17	\$ 2,297,514.06	\$ 482,032.94	\$ 205,613.55
Supplies	67,430.00	56,191.67	61,825.17	5,604.83	11,299.22
Other Services & Charges	46,200.00	38,500.00	26,421.45	19,778.55	4,815.33
Capital Outlay	-	-	-	-	-
Total	\$ 2,893,177.00	\$ 2,410,980.83	\$ 2,385,760.68	\$ 507,416.32	\$ 221,728.10
Percent Expended		83.33%	82.46%		
Support Services					
Personnel	\$ 656,579.00	\$ 547,149.17	\$ 559,135.71	\$ 97,443.29	\$ 48,847.17
Supplies	26,000.00	21,666.67	20,314.21	5,685.79	3,164.49
Other Services & Charges	83,904.00	69,920.00	57,003.33	26,900.67	12,492.65
Capital Outlay	770,000.00	641,666.67	735,152.84	34,847.16	13,408.10
Total	\$ 1,536,483.00	\$ 1,280,402.50	\$ 1,371,606.09	\$ 164,876.91	\$ 77,912.41
Percent Expended		83.33%	89.27%		
Inf. Svcs. & Technology					
Personnel	\$ 865,350.00	\$ 721,125.00	\$ 709,491.57	\$ 155,858.43	\$ 61,868.37
Supplies	40,000.00	33,333.33	31,054.55	8,945.45	4,931.24
Other Services & Charges	144,402.00	120,335.00	114,097.31	30,304.69	4,524.85
Capital Outlay	-	-	-	-	-
Total	\$ 1,049,752.00	\$ 874,793.33	\$ 854,643.43	\$ 195,108.57	\$ 71,324.46
Percent Expended		83.33%	81.41%		
Total Library Operational					
Personnel	\$ 5,085,325.00	\$ 4,237,770.83	\$ 4,222,489.70	\$ 862,835.30	\$ 369,932.97
Supplies	204,650.00	170,541.67	173,689.50	30,960.50	27,740.54
Other Services & Charges	984,978.00	820,815.00	714,687.43	270,290.57	77,616.62
Capital Outlay	790,000.00	658,333.33	750,599.84	39,400.16	13,408.10
Total	\$ 7,064,953.00	\$ 5,887,460.83	\$ 5,861,466.47	\$ 1,203,486.53	\$ 488,698.23
Percent Expended		83.33%	82.97%		

Encumbered & Reappropriated		Expended Year-to-Date	Balance	Current Month Expended
	Amount			
FY 2002-03 Encumbered	236,961.71	217,419.18	19,542.53	-

LINCOLN CITY LIBRARIES - FUND BALANCES

JUNE 2004

	Beginning Balance	Current Month Receipts	Expended	Ending Balance
<u>GRANTS</u>				
Net Lender Fund	\$ 1,467.22	\$ -	\$ 1,205.37	\$ 261.85
Children's Services Grant	2,287.00	-	1,224.95	1,062.05
State Aid 2003	5,696.50	-	2,785.22	2,911.28
State Aid 2004	38,676.08	-	-	38,676.08
LSTA 2004	(1,995.62)	-	1,400.38	(3,396.00)
Urban Library System 1994-95	6,233.27	-	-	6,233.27

SPECIAL FUNDS

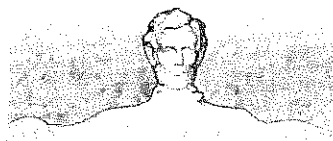
Library Bond Issue 1999	\$ 752,541.97	\$ 1,092.46	\$ -	\$ 753,634.43
Keno Fund	173,418.38	-	44,562.49	128,855.89
Miscellaneous Library Donations	73,251.15	380.80	3,795.02	69,836.93
Alice Nielson Bequest	233,766.36	288.86	-	234,055.22
Charles H. Gere Library Fund	114,009.05	140.88	-	114,149.93
Joseph J. Hompes Trust	45,238.44	53.80	248.75	45,043.49
Heritage Room Fund	51,820.36	66.47	3,736.44	48,150.39
Lillian Polley Trust Fund	365,997.28	398.32	10,001.02	356,394.58

HERITAGE ROOM

FY 2003-04 Operating Budget	Budget	Current Month Expended	Year-to-Date Expended	Balance
Personnel	\$ 30,828.00	\$ 3,736.44	\$ 24,653.84	\$ 6,174.16
Media & Unclassified	400.00	-	-	400.00
TOTAL	\$ 31,228.00	\$ 3,736.44	\$ 24,653.84	\$ 6,574.16

LILLIAN POLLEY

FY 2003-04 Operating Budget	Budget	Current Month Expended	Year-to-Date Expended	Balance
Personnel	\$ 126,521.00	\$ 9,012.98	\$ 105,565.93	\$ 20,955.07
Supplies	300.00	-	-	300.00
Other Services & Charges	1,934.00	-	500.35	1,433.65
Capital Outlay	10,000.00	988.04	7,463.34	2,536.66
TOTAL	\$ 138,755.00	\$ 10,001.02	\$ 113,529.62	\$ 25,225.38



CITY OF LINCOLN NEBRASKA

MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

Lincoln-Lancaster County
Planning Department
Marvin S. Krout, Director
Mary E. Bills-Strand, Chair
City-County Planning Commission

555 South 10th Street
Suite 213
Lincoln, Nebraska 68508
402-441-7491
fax: 402-441-6377

July 9, 2004

Michael Johnson
Olsson Associates
1111 Lincoln Mall
Lincoln, NE 68508

RE: Burlington Northern Industrial Park Final Plat #04020

Dear Mr. Johnson:

Burlington Northern Industrial Park was approved by the Planning Director on July 8, 2004. The plat and the subdivision agreement must be recorded in the Register of Deeds. The fee is determined at \$.50 per **existing** lot and per **new** lot and \$20.00 per plat sheet for the plat, and \$.50 per **new** lot and \$5.00 per page for associated documents such as the subdivision agreement. If you have a question about the fees, please contact the Register of Deeds. Please make check payable to the Lancaster County Register of Deeds. The Register of Deeds requests a list of all new lots and blocks created by the plat be attached to the subdivision agreement so the agreement can be recorded on each new lot.

Pursuant to § 26.11.060(d) of the Lincoln Municipal Code, this approval may be appealed to the Planning Commission and any decision of the Planning Commission to the City Council by filing a letter of appeal within 14 days of the action being appealed. The plat will be recorded with the Register of Deeds after the appeal period has lapsed (date + 14 days), and the recording fee and signed subdivision agreement have been received.

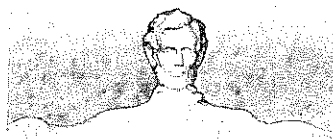
Sincerely,

Tom Cajka
Planner

CC: Tonn Ostergard
Joan Ray, City Council (14)
Dennis Bartels, Public Works & Utilities
Terry Kathe, Building & Safety
Sharon Theobald, Lincoln Electric
Jean Walker, Planning
File

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CITY OF LINCOLN NEBRASKA

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Lincoln-Lancaster County
Planning Department
Marvin S. Krout, Director

Mary E. Bills-Strand, Chair
City-County Planning Commission

555 South 10th Street
Suite 213
Lincoln, Nebraska 68508
402-441-7491
fax: 402-441-6377

July 14, 2004

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JUL 15 2004
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OFFICE

Gary Butts
PO Box 80112
Lincoln, NE 68501

RE: EDM Industrial Center Addition - Final Plat #03049

Dear Mr. Butts:

EDM Industrial Center Addition was approved by the Planning Director on July 14, 2004. The plat and the subdivision agreement must be recorded in the Register of Deeds. The fee is determined at \$.50 per **existing** lot and per **new** lot and \$20.00 per plat sheet for the plat, and \$.50 per **new** lot and \$5.00 per page for associated documents such as the subdivision agreement. If you have a question about the fees, please contact the Register of Deeds. Please make check payable to the Lancaster County Register of Deeds. The Register of Deeds requests a list of all new lots and blocks created by the plat be attached to the subdivision agreement so the agreement can be recorded on each new lot.

Pursuant to § 26.11.060(d) of the Lincoln Municipal Code, this approval may be appealed to the Planning Commission and any decision of the Planning Commission to the City Council by filing a letter of appeal within 14 days of the action being appealed. The plat will be recorded with the Register of Deeds after the appeal period has lapsed (date + 14 days), and the recording fee and signed subdivision agreement have been received.

Sincerely,

Brian Will
Planner

xc: Jeffrey Mellen, EDM Corporation, 3001 West O Street,
Lincoln, NE 68528
Joan Ray, City Council (14)
Dennis Bartels, Public Works & Utilities
Terry Kathe, Building & Safety
Sharon Theobald, Lincoln Electric
Jean Walker, Planning
file

**PLANNING COMMISSION FINAL ACTION
NOTIFICATION**

TO : Mayor Coleen Seng
Lincoln City Council

FROM : Jean Walker, Planning

DATE : July 9, 2004

RE : **Special Permit No. 04032**
(Domiciliary Care Facility - N. 58th Street and Colfax Avenue)
Resolution No. PC-00882

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OFFICE

The Lincoln City-Lancaster County Planning Commission took the following action at their regular meeting on Wednesday, July 7, 2004:

Motion made by Larson, seconded by Marvin, to approve **Special Permit Amendment No. 04032**, with conditions, as amended, requested by Mark Hunzeker on behalf of the Joyce Hinkley Limited Partnership, for authority to construct a domiciliary care facility with 32 Alzheimer care units in one building, nine assisted living units in eight townhomes and one single family dwelling, on property generally located at North 58th Street and Colfax Avenue. Motion for approval, with conditions, as amended, carried 8-0: Larson, Carroll, Sunderman, Carlson, Taylor, Marvin, Pearson and Krieser voting 'yes'; Bills-Strand absent.

The Planning Commission's action is final, unless appealed to the City Council by filing a Letter of Appeal with the City Clerk within 14 days of the date of the action by the Planning Commission.

Attachment

cc: Building & Safety
Rick Peo, City Attorney
Public Works
Mark Hunzeker, 1045 Lincoln Mall, Suite 200, 68508
Joyce Hinkley Limited Partnership, 8101 O Street, Suite 100, 68510
Rick Albro, Havelock Neighborhood Association
Sara Cease, Havelock Neighborhood Association

RESOLUTION NO. PC- 00882

SPECIAL PERMIT NO. 04032

1 WHEREAS, Joyce Hinkley Limited Partnership has submitted an
2 application designated as Special Permit No. 04032 for authority to construct a
3 domiciliary care facility with 32 Alzheimer care units in one building and nine assisted
4 living units in eight townhomes and one single-family dwelling on property located North
5 58th Street and Colfax Avenue, and legally described to wit:

6 Lots 7-12, Block 116, Havelock, along with the east half of
7 vacated N. 57th Street, the north 50 feet of vacated Colfax
8 Avenue, and the south half of the vacated east-west alley
9 adjacent thereto; Lots 1-6, Block 141, Havelock, along with
10 the north half of the vacated east-west alley, the south 30
11 feet of vacated Colfax Avenue, and the east half of vacated
12 N. 57th Street adjacent thereto; all located in Section 9,
13 Township 10 North, Range 7 East of the 6th P.M., Lancaster
14 County, Nebraska;

15 WHEREAS, the Lincoln City-Lancaster County Planning Commission has
16 held a public hearing on said application; and

17 WHEREAS, the community as a whole, the surrounding neighborhood,
18 and the real property adjacent to the area included within the site plan for this
19 domiciliary care facility will not be adversely affected by granting such a permit; and

20 WHEREAS, said site plan together with the terms and conditions
21 hereinafter set forth are consistent with the comprehensive plan of the City of Lincoln

1 and with the intent and purpose of Title 27 of the Lincoln Municipal Code to promote the
2 public health, safety, and general welfare.

3 NOW, THEREFORE, BE IT RESOLVED by the Lincoln City-Lancaster
4 County Planning Commission of Lincoln, Nebraska:

5 That the application of Joyce Hinkley Limited Partnership, hereinafter
6 referred to as "Permittee", to construct a domiciliary care facility with 32 Alzheimer care
7 units in one building and nine assisted living units in eight townhomes and one single-
8 family dwelling be and the same is hereby granted under the provisions of Section
9 27.63.530 the Lincoln Municipal Code upon condition that construction of said
10 domiciliary care facility be in strict compliance with said application, the site plan, and
11 the following additional express terms, conditions, and requirements:

12 1. This permit approves a domiciliary care facility for 32 Alzheimer's
13 care units and nine assisted living units.

14 2. Before receiving building permits:

15 a. The Permittee must complete the following instructions and
16 submit five copies of the documents and plans to the
17 Planning Department office for review and approval.

18 i. Add a note to the site plan indicating "The 32-unit
19 Memory Care facility shall be equipped with no more
20 than two emergency shut-off switches approved by
21 the Health Department so the air intake systems can
22 be immediately shut down in the case of a hazardous
23 chemical spill in the area. The switches shall be
24 located so they are easily accessible at all times to
25 the Permittee's staff. Permittee's staff shall be
26 trained on how to operate the switches."

27 ii. Revise the tree species along the trail to minimize
28 potential for overhang on the trail, and the type and

1 style of fencing, to the satisfaction of the Parks and
2 Recreation Department.

3 iii. Add a note stating the relocation of any existing
4 facilities will be at owner/developer's expense.

5 iv. Provide a public access easement over the proposed
6 sidewalk leading to the bike trail.

7 v. Revise the legal description to include the west half of
8 vacated N. 58th Street, provided the petition to vacate
9 is approved.

10 vi. Revise the parking schedule with the correct number
11 of required parking stalls.

12 vii. Show the paving and sidewalk in N. 58th Street
13 between Colfax Ave. and Fremont Street.

14 viii. Add a note indicating "Permittee shall, within 48 hours
15 of becoming aware that quantities of hazardous
16 materials requiring a permit under the Lincoln
17 Municipal Code are being stored, transported,
18 dispensed, used or handled on property within 300
19 feet of the domiciliary care facility, notify the Health
20 Department of such condition."

21 ix. Add a note indicating "In the event quantities of
22 hazardous materials requiring a permit under the
23 Lincoln Municipal Code are being stored, transported,
24 dispensed, used or handled on property within 300
25 feet of the domiciliary care facility, Permittee shall
26 work in cooperation and consultation with the Health
27 Department to develop a plan to protect the health,
28 safety, and welfare of persons using Permittee's
29 property. Such plan may include, but not be limited
30 to, the establishment of training programs for
31 employees to detect the presence of hazardous
32 materials and evacuate the premises, the installation
33 of filtration systems in the HVAC system, or other
34 precautionary measures."

35 b. The construction plans must conform to the approved plans.

36 c. The required easements as shown on the site plan must be
37 recorded with the Register of Deeds.

1 d. The operation and the premises must meet appropriate local
2 and state licensing requirements, including compliance with
3 health codes.

4 e. Change of Zone #04040 must be approved.

5 f. Provide a bond in the amount of \$2,600 to guarantee the
6 construction of the sidewalk connection to Murdock Trail.
7 The sidewalk must be constructed prior to occupancy.

8 g. Either construct N. 58th Street and the sidewalk abutting
9 through the Executive Order process or through a street
10 paving district. The paving and sidewalk must be
11 constructed prior to occupancy.

12 3. Before occupying this domiciliary care facility all development and
13 construction must conform to the approved plans.

14 4. All privately-owned improvements, including landscaping, must be
15 permanently maintained by the Permittee.

16 5. The site plan approved by this permit shall be the basis for all
17 interpretations of setbacks, yards, locations of buildings, location of parking and
18 circulation elements, and similar matters.

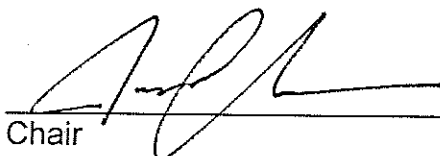
19 6. The terms, conditions, and requirements of this resolution shall be
20 binding and obligatory upon the Permittee and the Permittee's successors and assigns.
21 The building official shall report violations to the City Council which may revoke the
22 special permit or take such other action as may be necessary to gain compliance.

23 7. The Permittee shall sign and return the City's letter of acceptance
24 to the City Clerk within 30 days following approval of the special permit, provided,

1 however, said 30-day period may be extended up to six months by administrative
2 amendment. The City Clerk shall file a copy of the resolution approving the special
3 permit and the letter of acceptance with the Register of Deeds, filing fees therefor to be
4 paid in advance by the Permittee.

5 The foregoing Resolution was approved by the Lincoln City-Lancaster
6 County Planning Commission on this 7th day of July, 2004.

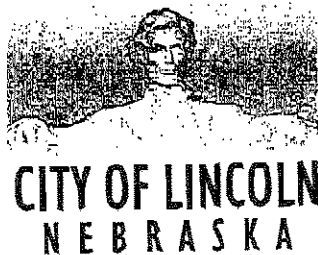
ATTEST:


Vice Chair

Approved as to Form & Legality:



Chief Assistant City Attorney



NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

PUBLIC WORKS AND UTILITIES DEPARTMENT

Engineering Services, 531 Westgate Blvd., Lincoln, NE 68528, 441-7711, fax 441-6576

FOR IMMEDIATE RELEASE: July 12, 2004

FOR MORE INFORMATION:

Charlie Wilcox, City Project Manager, Public Works and Utilities Dept., 441-7532

OPEN HOUSE PLANNED ON STORM SEWER PROJECT

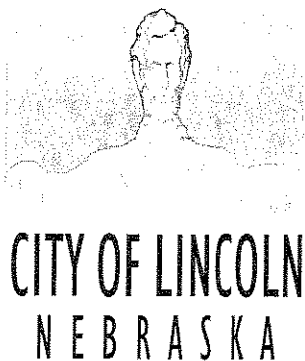
The public is invited to an open house on construction of the West "A" storm sewer project from 5 to 6 p.m. Wednesday, July 14 at Roper Elementary School gym, 2323 South Coddington Avenue. The entrance is on the north side of the building.

The project, which runs from Southwest 15th to Southwest 17th streets, is expected to start July 20 and take about four weeks. West "A" Street will be closed in the project area during construction. Information and detour routes are available on the City Web site at lincoln.ne.gov. The project is being funded through the storm sewer bond issue approved by voters in May 2003.

At the open house, representatives from the City Public Works and Utilities Department and the contractors will be available to explain the project and to answer questions from the public. For more information, contact Charlie Wilcox at the City Public Works and Utilities Department, 441-7532.

- 30 -

REC'D
JUL 14 2004
CITY CLERK'S
OFFICE



PUBLIC WORKS & UTILITIES ADVISORY

MAYOR COLEEN J. SENG

RECEIVED

JUL 15 2004

CITY COUNCIL
OFFICE

www.ci.lincoln.ne.us

SOUTH 14TH STREET
PROJECT 701306
JULY 15, 2004

Starting on Monday, July 19th, the intersection of Inverness and Aberdeen and the areas between Inverness to South 14th will be closed due to the widening of the intersection at South 14th Street. Driveways that access Aberdeen will be closed and rebuilt to match the new roadway, along with the area being disturbed during construction, the area will be graded and seeded. This section of roadway will be closed for approximately two weeks and should be then opened for access to South 14th to the north.

Please call Charlie Wilcox if you have any questions and hopefully, weather permitting, this project will be closer to completion as per planned.

Charlie Wilcox
Senior Engineering Specialist
Public Works & Utilities Department
531 Westgate Blvd. Suite 100
Lincoln NE 68528
402-441-7532
cwilcox@ci.lincoln.ne.us

CITY OF LINCOLN
NEBRASKA

MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

StarTran
Public Works and Utilities Department
Allan Abbott, Director
710 1/2" Street
Lincoln, Nebraska 68508
402-441-7185
fax: 402-441-7055



July 12, 2004

Mr. Robert V. Blevins
2717 North 48th Street, Apt. #3
Lincoln, NE 68504

RECEIVED
JUL 13 2004
CITY COUNCIL
OFFICE

Dear Mr. Blevins:

This letter is in response to your July 7, 2004, correspondence in which you described an unfortunate incident of a StarTran driver passing you when you were attempting to board near 48th and Madison Streets. I surely acknowledge the inconvenience this caused to you, and would extend my apology to you.

We have investigated the circumstances of your complaint, and the subject StarTran driver has been contacted and issued appropriate discipline. Since you are a long-time StarTran patron, I am sure you would agree that such mistakes by StarTran drivers are very unusual, but, of course, are unacceptable.

Please accept the enclosed two VIP "Free Ride" tickets as an expression of our apology for this incident.

Thank you for advising us of this unfortunate incident, and for your long-time patronage of StarTran services.

Sincerely,

Larry D. Worth
Transit Manager

cc: Allan Abbott, Public Works & Utilities
Mayor Coleen Seng
City Council Office
Governor Mike Johanns

rblevins.ldw

LINCOLN

The Community of Opportunity

Robert V. Blevins
2717 North 48th Street
Apartment # 3
Lincoln, NE 68504
(402) 416-0510

July 7, 2004

Star Tran
710 J Street
Lincoln, NE 68508

To Whom it May Concern:

It is with utter dismay that I must sit down and write such a communication to you about this, however I won't feel right if I don't. I intend to convert this into an article that I will have published in the Journal Star. I realize that you will not respond.

Look. I have been a loyal customer of yours since I moved to Lincoln. I have Monthly Bus Passports dating back to August of 1996 to prove this. I am one who praises your service. I know Pam, who is or was the head of some Union you have as well as Lyle, Casey and Jolene plus a multitude of other drivers in your employ. I am not a stranger to your service.

Yet "service" was exactly what I didn't see last Saturday, July 3.

Knowing that there would be no service on Sunday or Monday of this week, I decided to take the 48th Street Shuttle (#18) on Saturday over to what was Gateway and drop \$55 at Younkers and another forty or fifty at the music/video store there. (I plan everything in advance including the ride.) I board the bus at 48th Street just north of Madison. Sitting in the shelter there, it was difficult for me not to notice that the #18 was running tragically behind schedule. It was twenty past noon and the bus was supposed to be at Gateway at noon. I thought very little of it. Hell...we are living in "Norman Rockwell land" here in Lincoln, aren't we? I am a patient man. I realize that traffic snarls and wheelchair boardings will be a time detriment to the bus schedule. No problem.

Until the bus approached. I wanted to make sure that the driver would notice me so I stood out at the curb. Even after seeing me, the bus driver continued to accelerate. So I started to wave my arms about in the air like some character from the Looney Tunes. He might as well have opened the door and flipped the bird at me as he flew by. He was a short, bald-headed man whose name I do not know. Anyway...there I stood with bus pass in hand and no bus willing to stop for me. I began to wonder if I'd died and was only imagining myself as being a real human being. Maybe I was only a ghost who people couldn't see. So I went to the local bar. They were able to see me there so I knew I wasn't dead.

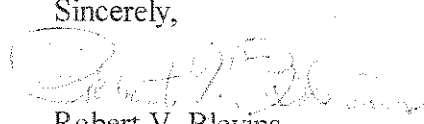
But I wonder about you. Is ridership so good that you are able to pass some people up along the way?

This was not only blatant disrespect for a customer but blatant disrespect for a human being. A person who was willing to go to the stores and spend money.

I don't know who this bald-headed little guy was but were I in a position of hierarchy with you I would not only severely reprimand him but fire him on the spot. I would not engage such a person as an employee. I am not able to understand why he "passed me up."

Please, somehow respond to this communication. I will continue to be a loyal customer of yours in spite of this anomaly.

Sincerely,



Robert V. Blevins

cc: Office of the Governor
Office of the Mayor, City of Lincoln
Office of the City Council, City of Lincoln

RECEIVED
JUL 12 2004
CITY COUNCIL
OFFICE

1235 South 49th St.
Lincoln, NE 68510-4902
July 8, 2004

Patte Newman
City Council Representative
555 South 10th St.
Lincoln, NE 68508

Dear Patte Newman:

Shortly after you were elected, we contacted you about a weed problem in our neighborhood at 1215 South 49th St. This situation has not improved. The City still mows the tall weeds at this residence every summer as they have for several years.

The City weed control office will confirm that the City has done this for quite some time, they get regular complaints from South 49th St. neighbors, the charges are assessed against the property and they accumulate. We were told the City will be reimbursed when and if the property is sold. In this case, the City has been owed for quite some time, and the problem apparently will not go away.

You had mentioned introducing a change in the ordinance to prevent owners from continuing to use City mowing. The weed office people tell us there is nothing more they can do about the continual lack of maintenance until the ordinance is changed. We have no recourse now but to tolerate this blight in our neighborhood. At times the weeds at this address grow very tall due to the time lapse between neighbors calling in complaints, the inspection and publication of a notice, and city-hired people finally showing up to "mow" as best they can. It is a haven for undesirable wildlife.

This unsightly yard hurts all of our property values and causes a city expense that could be eliminated by a stiffer law. There needs to be a penalty for not maintaining one's yard on a repeated basis and simply letting the City do it, not caring if the charges against the property pile up. Judging from published notices, this City mowing of private property is not unique to our neighborhood.

We solicit the Council's consideration and passing of an ordinance to authorize significant penalties and save some tax dollars. Liens on the property don't seem to stop the violations. Thank you.

Sincerely,

Lawrence M. Kenney Della M. Kenney
Lawrence M. Kenney Della M. Kenney

cc: Mayor Coleen Seng
Council members Terry Werner, Annette McRoy, Glenn Friendt, Jon Camp,
Ken Svoboda, Jonathan Cook

Thank
You

RECEIVED

JUL 12 2004

CITY COUNCIL
OFFICE

Cindy Hostet
5234 Autumnbrook
Lincoln NE 68506

Dear Councilman Werner,
Thank you so much for your
leadership in advocating for
100% smokefree worksites. I am
so grateful for your support of
this measure, one that can
protect Lincoln residents for
generations to come.
Thank you!
Cindy Hostet

7/12/04

Terry,

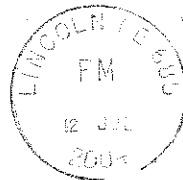
Please accept this note of thanks for your work and commitment to a strong and comprehensive smoke-free ordinance. Your work and leadership on this issue has been shown over and over again throughout this process. Public health will be drastically improved as a result of your actions. The citizens of Lincoln are fortunate to have your leadership on the Council. Thank you!

RECEIVED

JUL 13 2004

CITY COUNCIL
OFFICE

Judy Martin
5431 S. 20th St. Circle
Lincoln, NE 6852



RECEIVED

Thank
You

RECEIVED

JUL 13 2004

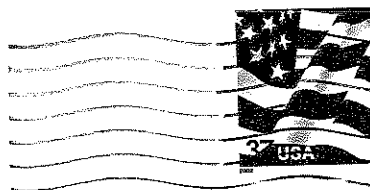
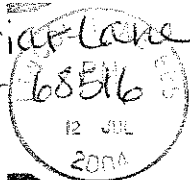
CITY COUNCIL
OFFICE

Terry Werner

Thank you for making all worksites
in Lincoln Smokefree and for
protecting the health of everyone
in Lincoln.

Sincerely,
Pam Roth

Pam Roth
3800 Wildbriar Lane
Lincoln NE 68516



JUL 13 2004

CITY COUNCIL
OFFICE

Lincoln City Council
Terry Werner
555 S. 10th St. Room 111
Lincoln NE 68508

WEST O AREA BUSINESS
ASSOCIATION 192 W Lakeshore, Lincoln, NE 68528

RECEIVED
JUL 13 2004
CITY COUNCIL
OFFICE

July 13, 2004

To: Lisa Lewis, Lincoln Jaycees, Mayor Colleen Seng,
Lincoln City Council

Great job this year on the fourth of July celebration at Oak Lake. Our members talked to many folks who attended and the consensus was that people preferred the Oak Lake location to Holmes Park because of ease of access, parking, space, activities, etc.

The West O Area Business Association is very much in favor of you considering Oak Lake as a permanent site. We have a very active association and would be happy to work with you in assuring the continued success of the event.

Again, thank you to all involved. It was a great holiday!

Sincerely,

Randy Haas
President



Joan V Ray

07/13/2004 10:49 AM

To: Bizquiz@aol.com
cc: Council@ci.lincoln.ne.us
Subject: Re: Smoking Ban

Dear Citizen: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray
City Council Office
555 South 10th Street
Lincoln, NE - 68508
Phone: 402-441-6866
Fax: 402-441-6533
e-mail: jray@ci.lincoln.ne.us
Bizquiz@aol.com



Bizquiz@aol.com

07/12/2004 08:05 PM

To: Council@ci.lincoln.ne.us
cc:
Subject: Smoking Ban

I appreciate the need to ensure a smoke free workplace for non-smokers; however, the current ordinance shuts the smokers out in the cold and that's not fair. While I can control the time I spend in a bar or a restaurant, I am a "captive", when I am at work.

My employer arranged for designated smoking areas years ago that are separate from the rest of the workplace and do not require non-smokers to pass through them. My union bargained for this amenity and we would like to keep it. The smoking ban preempts our right to bargain for this consideration. I am sure the Council did not intend to deprive us of this right and therefore, I urge you all to amend the ban to allow for separate smoking areas in the workplace.

If you do not see fit to amend the ban in this manner, then perhaps you would be interested in removing the taxes imposed by the city on cigarettes. When people are taxed for a behavior that is outlawed in public places, that amounts to unfair taxation and non-representation.

Thank you for your attention to my comments. I hope you will amend the ban accordingly.

RECEIVED
JUL 13 2004
CITY COUNCIL
OFFICE



Joan V Ray

07/13/2004 10:48 AM

To: jtcn19@hotmail.com
cc: council@ci.lincoln.ne.us
Subject: Re: Thank you for bringing smokefree air to Lincoln!

Dear Mr. Tallent: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

jtcn19@hotmail.com

RECEIVED
JUL 13 2004
CITY COUNCIL
OFFICE



jtcn19@hotmail.com

07/12/2004 06:18 PM

To: council@ci.lincoln.ne.us
cc:
Subject: Thank you for bringing smokefree air to Lincoln!

Lincoln City Council
555 S. 10th Street
Lincoln, NE 68508

Dear Lincoln City Council,

I am writing to thank the City Council for choosing to protect the health of all workers, residents, and visitors of Lincoln.

Please be vigilant in safeguarding the new law from any opposition attempts to weaken or repeal the law.

Lincoln residents, especially those working in smoke-filled environments, can now look forward to fewer heart attacks, fewer asthma attacks, and lower cancer rates. They will have you to thank for their improved health and quality of life.

Experience in hundreds of other communities around the country shows that smokefree laws, once in effect, are not only popular, but also good for health, and good for business.

Thank you again for your commitment to a healthier Lincoln.

Sincerely,

John Tallent
5911 Chateau Drive
San Diego, California 92117



DO NOT REPLY to this-
InterLinc
<none@lincoln.ne.gov
>

To: General Council <council@lincoln.ne.gov>
cc:
Subject: InterLinc: Council Feedback

07/13/2004 02:40 PM

InterLinc: City Council Feedback for
General Council

Name: roger gann
Address: 8440 s. 81st
City: Lincoln, NE 68516
Phone: 402-421-2198
Fax:
Email: rogerd47@juno.com

Comment or Question:

Thank you all for the smoking ban, we moved out of the city limits 3 years ago, but we still work in Lincoln and eat in restrants and sports bar regularly. Please stick to your ban, I wish it was state wide. Thank you Roger Gann

RECEIVED
JUL 13 2004
CITY COUNCIL
OFFICE



Joan V Ray

07/13/2004 02:40 PM

To: <tdelozier@pol.net>
cc: <council@ci.lincoln.ne.us>
Subject: Re: smoking ban controversey

Dear Ms. Delozier: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray
City Council Office
555 South 10th Street
Lincoln, NE - 68508
Phone: 402-441-6866
Fax: 402-441-6533
e-mail: jray@ci.lincoln.ne.us

<tdelozier@pol.net>



<tdelozier@pol.net>

07/13/2004 02:41 PM

To: <council@ci.lincoln.ne.us>
cc:
Subject: smoking ban controversey

I would like to voice my support on the smoking ban. I am thrilled to see that the Council finally took a STRONG stand against smoking. The health-related illnesses associated with smoking (and second-hand smoking) cost society millions of dollars. I do not foresee businesses losing money and if it forces a few people to drive out of town to drink and smoke at another bar, so be it.

Jodi Delozier
Lincoln, NE

RECEIVED
JUL 13 2004
CITY COUNCIL
OFFICE



Joan V Ray

07/14/2004 04:59 PM

To: "Foreman, Brian" <brian.foreman@experian.com>
cc: pnnewman@ci.lincoln.ne.us, jcamp@ci.lincoln.ne.us,
jcook@ci.lincoln.ne.us, amcroy@ci.lincoln.ne.us,
twerner@ci.lincoln.ne.us, ksvoboda@ci.lincoln.ne.us,
gfriendt@ci.lincoln.ne.us, jray@lincoln.ne.gov,
tgrammer@lincoln.ne.gov, mmmeyer@lincoln.ne.gov
Subject: Re: Please retain the no-smoking measure.

Dear Mr. Foreman: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

"Foreman, Brian" <brian.foreman@experian.com>

RECEIVED
JUL 15 2004
CITY COUNCIL
OFFICE



"Foreman, Brian"
<brian.foreman@experian.com>

07/14/2004 10:39 AM

To: pnnewman@ci.lincoln.ne.us, jcamp@ci.lincoln.ne.us,
jcook@ci.lincoln.ne.us, amcroy@ci.lincoln.ne.us,
twerner@ci.lincoln.ne.us, ksvoboda@ci.lincoln.ne.us,
gfriendt@ci.lincoln.ne.us
cc: jray@lincoln.ne.gov, tgrammer@lincoln.ne.gov,
mmmeyer@lincoln.ne.gov
Subject: Please retain the no-smoking measure.

Dear City Council members:

I'm a Republican, wary of too much government regulation, but I completely support you in passing the 100% smoking ban, and I urge you to stand firm. Here's why:

When I was in college, I put up with smelling like smoke after going to the bars because, well, I was in college! Par-TEE!!!!

At some point, I started to tire of my pillowcase smelling like smoke after a night out. I started to wash my hair and do laundry after getting home.

Eventually that got old, too. Too much work just for a beer. Restaurants? Same thing. I remember trying Charlie's when they first opened and having a whole table of smokers right over a partition wall from us, and having to be moved. Nobody likes to have to create a scene, but that "no smoking section" was a joke. We quit going there, and I'm still more reluctant to try new places than I used to be.

When the council passed the 60% decision, I shook my head. Not only was it unenforceable, but I STILL wouldn't know which bars and/or restaurants were non-smoking without calling. There could still be no spontaneity in deciding to stop in someplace for a beer or a bite. Thanks but no thanks---I'll still cook at home.

Then you passed the full ban. FINALLY! This means that now, I can go to any bar or restaurant without a second thought, knowing FOR SURE I won't have to shower or do laundry afterwards. I look forward to going to the bars again to watch the game, listen to music or to talk to a friend while

someone else fetches the drinks and food.

I know that business owners worry that some smoking customers will go to neighboring towns to eat or drink. What they're not considering is that equal or greater numbers from those very towns will do the opposite---they'll drive here for the same reasons that I'm excited---the guarantee of an enjoyable smoke-free night out on the town. That's the other half of that equation, and it's something they need to have faith in.

The overall effect in the city is going to be a better quality of life for our residents and equal or better business at our bars and restaurants. My wife and I and our friends are going to be going out more, and I suspect the same is true of many other people. It's the right choice---stay with it.

THANK YOU!!!

Sincerely,

Brian Foreman
(402) 473-8142



Joan V Ray

07/14/2004 04:07 PM

To: Roger Bruhn <rbruhn@alltel.net>
cc: Lincoln City Council <council@ci.lincoln.ne.us>
Subject: Re: ATTN: All members

Dear Mr. Bruhn: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray
City Council Office
555 South 10th Street
Lincoln, NE - 68508
Phone: 402-441-6866
Fax: 402-441-6533
e-mail: jray@ci.lincoln.ne.us

Roger Bruhn <rbruhn@alltel.net>

RECEIVED
JUL 14 2004
CITY COUNCIL
OFFICE



Roger Bruhn
<rbruhn@alltel.net>

07/14/2004 03:11 PM

To: Lincoln City Council <council@ci.lincoln.ne.us>
cc:
Subject: ATTN: All members

As the smoking ban seems destined to be revisited once again, I would like to make a couple of comments.

First, I wish congratulate those members of the Council who had the wisdom and the courage to see this issue for what it is, a matter of public health, and to encourage those members to stay the course in the upcoming weeks and months as this ordinance is assulted by special interests.

It has often occurred to me as I have listened to this debate and read about it in the newspapers, that it would be helpful if those expressing their opinions about the smoking ban would state, upfront, whether or not they are smokers. I have no way of knowing for sure, but my guess is that 95% of those who express opposition to the ban are smokers themselves. An equally high percentage of those in favor are probably non-smokers (myself included).

This raises a question in my mind: why do we take seriously the comments of smokers when it comes to a public health issue such as the smoking ban? Since when do we set public policy--especially drug policy--based on the opinions and wishes of addicts?

(Smokers ARE drug addicts. Nicotine is most certainly a drug--that's why it's a controlled substance--and those who use it regularly are most certainly addicted to it. I know; I used to smoke. Nicotine, in fact, is one of the most addictive substances available, legal or otherwise; the fact that it is legal does not change the fact the people who use it are addicts.)

I'm sure that we wouldn't take seriously the pro-drug comments of herion addicts when setting policy for that drug, or of meth freaks desires when controlling that drug. So why are we listening to nicotine addicts?

The present smoking ban is fair because it is an across-the-board ban. No one is getting special treatment; there are no unenforceable exceptions; no

exceptions which can be unfairly taken advantage of by creative bookkeeping; no one is saddled with onerous expenses for capital improvements to remain competitive; the playing field is level for all; and public health is protected.

If New York, the largest city in this country, if Ireland, an ENTIRE country, can live with a smoking ban, surely we can do it in Lincoln. Please do not let this opportunity for a healthier and safer city slip away. Say no to the importuning of drug addicts, say no to the self-interested bar owners like Brian Kitten. Say yes to the smoking ban as it now stands.

Thank you,

Roger Bruhn
1827 B St
Lincoln 68502




Joan V Ray

07/15/2004 02:42 PM

To: connie wostrel <time2travel2u@yahoo.com>

cc:

Subject: Re: Smoking Ban 

Dear Ms. Wostrel: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

connie wostrel <time2travel2u@yahoo.com>



connie wostrel

<time2travel2u@yahoo.com>

To: council@ci.lincoln.ne.us

cc:

Subject: Smoking Ban

07/15/2004 01:40 PM

Thank you city councilmen Svoboda, Camp, Friendt and Werner for your passage of the total smoking ban for the city of Lincoln. It is the best guarantee of a healthy city to work, eat and drink in. Please continue your support of this fine law. The pressures will be great on you in the future on this matter--please do not back down. This measure is too important!

Thank you

Connie Wostrel

5918 S. 72 St

Lincoln Ne 68516

Do you Yahoo!?

New and Improved Yahoo! Mail - 100MB free storage!



DO NOT REPLY to this-
InterLinc
<none@lincoln.ne.gov>
>

To: General Council <council@lincoln.ne.gov>
cc:
Subject: InterLinc: Council Feedback

07/13/2004 01:35 PM

InterLinc: City Council Feedback for
General Council

Name: Bernese Gellings
Address: 2140 S. 51st Street
City: Lincoln, NE 68506-2020

Phone: 402-488-6103
Fax:
Email: bg94935@alltel.net

RECEIVED
JUL 13 2004
CITY COUNCIL
OFFICE

Comment or Question:

Why does the City of Lincoln not have weight limit laws for in-transit trucks (semis?) I refer specifically to grain trucks that I see traversing 56th and 70th Streets from Hwy. 2 and using Normal Blvd/Capitol Pkwy., South Street, and A street, for instance to cut across town. On occasion, I have followed a couple in the traffic and found that they stayed on Capitol Pkwy. to access the west by-pass. That has to put a load on our streets, when Lincoln apparently has a shortfall in funding for streets. Thank you for giving this your consideration.



Joan V Ray

07/15/2004 01:13 PM

To: "Hersch, Alan" <alan.hersch@aquila.com>

cc:

Subject: Re: Please support Street and Trail Bonds 

Dear Mr. & Ms. Hersch: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

"Hersch, Alan" <alan.hersch@aquila.com>



"Hersch, Alan"

<alan.hersch@aquila.com>

07/15/2004 12:56 PM

To: <council@ci.lincoln.ne.us>

cc: <mayor@ci.lincoln.ne.us>

Subject: Please support Street and Trail Bonds

Dear City Council members:

Donna and I urge you to vote YES to support the Street and Trail bond resolution, and send it to Lincoln voters at the earliest opportunity. These bonds are an important part of the package needed to secure quality growth and a high standard of living here in Lincoln. Thanks!

Alan & Donna Hersch

RECEIVED
JUL 15 2004
CITY COUNCIL
OFFICE



Joan V Ray

07/14/2004 04:56 PM

To: Hfraney@aol.com

cc: council@ci.lincoln.ne.us

Subject: Re: Motto: Governing with a frown

Dear H. Franey: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

Hfraney@aol.com



Hfraney@aol.com

07/14/2004 07:02 AM

To: council@ci.lincoln.ne.us

cc:

Subject: Motto: Governing with a frown

Lincoln recently had a great 4th of July weekend, nobody got killed, no houses burned down, just tens of thousands of citizens making noise and enjoying themselves. This is bound to be a challenge to our council.

H. L. Franey

5523 S 73

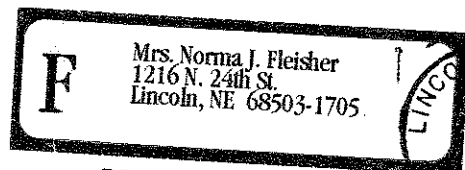
RECEIVED
JUL 15 2004
CITY COUNCIL
OFFICE

7-12-07

Please support
passage of the Defense
of Liberty resolution.
In this country, we
are fortunate to have
the rights and freedoms.
They shouldn't be diluted.

Kudos to you, for
banning smoking in
public buildings.

Thanks for your long
hours spent on Lincoln's
behalf. Norma Fleisher



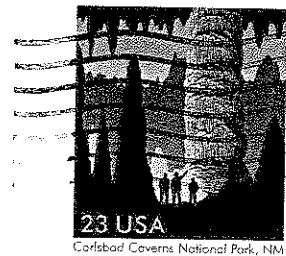
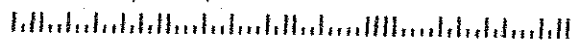
RECEIVED

JUL 15 2004

CITY COUNCIL
OFFICE

City Council
County City Building
555 South 10th St
Lincoln NE 68508

22





Joan V Ray

07/15/2004 10:37 AM

To: wbjeeeping@earthlink.net

cc:

Subject: Re: InterLinc: Council Feedback

Dear Ms. Squitieri: When the "feedback" form is sent to the Council, you received a "pop-up" message indicating that you would receive an appropriate response from a Council Member or Department personnel in answer to your question. When using the other option on the webpage, persons receive a standard 'message received' response from the Council Office, but may not receive a formal response from a Council Member or City Department staff member.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

DO NOT REPLY to this- InterLinc <none@lincoln.ne.gov>



**DO NOT REPLY to this-
InterLinc**

**<none@lincoln.ne.gov
>**

To: General Council <council@lincoln.ne.gov>

cc:

Subject: InterLinc: Council Feedback

07/13/2004 09:30 PM

InterLinc: City Council Feedback for
General Council

Name: Carla Squitieri

Address: 2301 Liberty Bell Lane

City: Lincoln, NE 68521

Phone:

Fax:

Email: wbjeeeping@earthlink.net

Comment or Question:

Why is it that we can send something in the feedback forum and not get a response?

RECEIVED
JUL 15 2004
CITY COUNCIL
OFFICE



automated-response@
earthlink.net

07/15/2004 10:40 AM

Please respond to
nobody

To: JRay@ci.lincoln.ne.us

cc:

Subject: Re: Re: InterLinc: Council Feedback

This is an automatic reply to your email message to wbjeeeping@earthlink.net

This email address is protected by EarthLink spamBlocker. Your email message has been redirected to a "suspect email" folder for wbjeeeping@earthlink.net. In order for your message to be moved to this recipient's Inbox, he or she must add your email address to a list of allowed senders.

Click the link below to request that wbjeeeping@earthlink.net add you to this list.

<https://webmail.pas.earthlink.net/wam/addme?a=wbjeeeping@earthlink.net&id=1bL8ll20v3NZFk70>

RECEIVED

JUL 15 2004

CITY COUNCIL
OFFICE

**ADDENDUM
TO
DIRECTORS' AGENDA
MONDAY, JULY 19, 2004**

I. MAYOR - NONE

II. CITY CLERK - NONE

III. CORRESPONDENCE

A. COUNCIL REQUESTS/CORRESPONDENCE

GLENN FRIENDT

1. Memo & Material from Kit Boesch - RE: Low Income Bus Passes - Responses - (See Material)
2. Memo from Larry Worth, StarTran to Glenn Friendt - RE: Information Request - Proposed Low Income Bus Passes - (See Memo)

PATTE NEWMAN

1. RFI Response from Marc Wullschleger, Urban Development Director to RFI#25-7/16/04 - RE: College Students Usurping Low Income Public Housing from the Poor - (See Response)

JON CAMP

1. E-Mail from Eva Cabrales with response from Jon Camp - RE: The Smoking Ban - (See E-Mail)
2. E-Mail from Jim Zimmer with response from Jon Camp - RE: The Smoking Ban - (See E-Mail)
3. E-Mail from Tony Ojeda - RE: GO Bond - (See E-Mail)
4. E-Mail from Brian Foreman - RE: Please retain the no-smoking measure - (See E-Mail)

B. DIRECTORS AND DEPARTMENT HEADS - NONE

C. MISCELLANEOUS

1. E-Mail from Cindy Wostrel, Health Education Inc., A Nebraska Corporation - RE: Petition to Repeal Lincoln Smoking Regulation Act - (See E-Mail)
2. 3 E-Mail's - RE: Opposed to the Smoking Ban - (See E-Mail's)
3. 6 E-Mail's - RE: Supports the Smoking Ban - (See E-Mail's)
4. E-Mail from Greg Shinaut - RE: In Support of the special election for Street Bond Issue - (See E-Mail)
5. E-Mail from David J. Gall - RE: Trail funding - (See E-Mail)
6. E-Mail from Lewis G. Hackley & Chip Hackley - RE: Please maintain bike trail funding - (See E-Mail)
7. E-Mail from Dr. Rich Rebuck, OD - RE: Budget cuts - (See E-Mail)
8. E-Mail from Jeffrey Harr, ACS, Distribution Technology Support - RE: Please fight to keep the funding for the Antelope Valley (trails) project - (See E-Mail)
9. E-Mail from Deanna Verzal - RE: Against the special election for the Bond Issue - (See E-Mail)
10. E-Mail from Gary Robert Schenaman - RE: Antelope Valley Trails Capital Improvement Funds - (See E-Mail)
11. E-Mail - RE: Parks & Rec. budget - (See E-Mail)
12. E-Mail from Kevin J. Obrist - RE: City Parks & Recreation Capital Improvement Budget - (See E-Mail)
13. E-Mail from Stephen J. Stein - RE: Trail Funds - (See E-Mail)
14. E-Mail from Randy Farmer - RE: Funding for trail projects - (See E-Mail)

City of *Lincoln*
Lancaster County

HUMAN SERVICES DEPARTMENT

555 South 9th Street Lincoln, Nebraska 68508

E-mail kboesch@co.lancaster.ne.us



Telephone (402) 441-4944 Fax (402) 441-6805

RECEIVED
JUL 16 2004
CITY COUNCIL
OFFICE

TO : ✓ Glenn Friendt
City Council Members

FROM : Kit Boesch, Human Services Administrator *KWB*

DATE : July 15, 2004

RE : Low Income Bus Passes – Responses

Question 1: How can we identify the number of low income ticket buyers? Riders?
On any given day?

I might suggest that low income tickets themselves be marked with an identifying “mark” such as a (star) ☆ each month, or perhaps a different colored pass.

That would tell us how many ticket buyers. The only way to know the number of riders is to have bus drivers count them. This would be up to Larry and StarTran.

Question 2: How will you determine eligibility?

I have attached two options which I would run by the Homeless Coalition for selection/approval. Option A is to be used by Health and Human Services System to determine eligibility for TANF. Option B is used currently by Lincoln Action Program to determine eligibility for all of their low income Federal programs. (There’s not a great deal of difference.)

KB/vdg

Attachments

cc: Mayor Coleen Seng
Larry Worth, StarTran

KIT BOESCH, Administrator

Option A

2004 HHS Poverty Guidelines

Size of Family Unit	48 Contiguous States and D.C.	Alaska	Hawaii
1	\$ 9,310	\$11,630	\$10,700
2	12,490	15,610	14,360
3	15,670	19,590	18,020
4	18,850	23,570	21,680
5	22,030	27,550	25,340
6	25,210	31,530	29,000
7	28,390	35,510	32,660
8	31,570	39,490	36,320
For each additional person, add	3,180	3,980	3,660

SOURCE: *Federal Register*, Vol. 69, No. 30, February 13, 2004, pp. 7336-7338.

The separate poverty guidelines for Alaska and Hawaii reflect Office of Economic Opportunity administrative practice beginning in the 1966-1970 period. Note that the poverty thresholds — the original version of the poverty measure — have never had separate figures for Alaska and Hawaii. The poverty guidelines are not defined for Puerto Rico, the U.S. Virgin Islands, American Samoa, Guam, the Republic of the Marshall Islands, the Federated States of Micronesia, the Commonwealth of the Northern Mariana Islands, and Palau. In cases in which a Federal program using the poverty guidelines serves any of those jurisdictions, the Federal office which administers the program is responsible for deciding whether to use the contiguous-states-and-D.C. guidelines for those jurisdictions or to follow some other procedure.

The poverty guidelines apply to both aged and non-aged units. The guidelines have never had an aged/non-aged distinction; only the Census Bureau (statistical) poverty thresholds have separate figures for aged and non-aged one-person and two-person units.

Programs using the guidelines (or percentage multiples of the guidelines — for instance, 125 percent or 185 percent of the guidelines) in determining eligibility include Head Start, the Food Stamp Program, the National School Lunch Program, the Low-Income Home Energy Assistance Program, and the Children's Health Insurance Program. Note that in general, cash public assistance programs (Temporary Assistance for Needy Families and its predecessor Aid to Families with Dependent Children, and Supplemental Security Income) do NOT use the poverty guidelines in determining eligibility. The Earned Income Tax Credit program also does NOT use the poverty guidelines to determine eligibility.

The poverty guidelines (unlike the poverty thresholds) are designated by the year in which they are issued. For instance, the guidelines issued in February 2004 are designated the 2004 poverty guidelines. However, the 2004 HHS poverty guidelines only reflect price changes through calendar year 2003; accordingly, they are approximately equal to the Census Bureau poverty thresholds for calendar year 2003. (The 2003 thresholds are expected to be issued in final form in September or October 2004; a preliminary version of the 2003 thresholds is now available from the Census Bureau.)

INCOME MAXIMUMS

NO	DATE	TIME	LOCATION	REMARKS
JOB 065 LIVING ARRANGEMENT CODES				
JOB 065 SPECIAL PROGRAM INDICATOR CODES				

JOB 065 SPECIAL PROGRAM INDICATOR CODES

ion	H Aliens with Limited MA Coverage	Q DDAD

\$NO

Ineligible Parent's Allocation with earned or both

CHILD CARE INCOME LIMITS

TCC	SLID

interoffice
MEMORANDUM

RECEIVED

JUL 16 2004

CITY COUNCIL
OFFICE

To: Councilperson Glenn Friendt
From: Larry Worth - StarTran
Date: July 16, 2004
Subject: Information Request - Proposed Low Income Bus Passes
cc: Mayor Coleen Seng, City Council, Allan Abbott - PW/U, Steve Hubka - Budget

The following responds to your July 12 and 13, 2004 memos regarding the proposed Low Income Bus Passes, as proposed by Kit Boesch on July 12, 2004, and StarTran revenues/ridership information.

- Documentation of Utilization of Low Income Bus Passes

As I indicated at the Pre-Council Meeting, the current program is comprised of various health and human service agencies purchasing StarTran fare devices (monthly passports and booklets of 20 individual ride tickets) from StarTran at full-price. Three agencies utilize the \$55,000 distributed by Kit Boesch to pay the cost of all, or a portion, of the fare devices purchased by those agencies. The fare devices purchased by the health and human service agencies are the same as those purchased by the general public, and the monthly passports afford unlimited rides. Therefore, StarTran has no record of ridership specifically by persons utilizing the monthly passes currently being provided to them by the health and human service agencies.

I have addressed this issue with Ms. Boesch, suggesting that the discounted Low Income Bus Passes sold as a result of the subject proposed program, if implemented, be clearly identified by color, symbol on the card, etc such that the bus operator may record boardings by persons utilizing such discounted passports. StarTran fare boxes have capacity on the manual count feature, and Ms. Boesch has agreed that such identification is appropriate. So, documentation of Low Income Bus Pass/Passport boardings could be secured.

- Low Income Program Sales – F.Y. 01-02, F.Y. 02-03, and F.Y. 03-04

The following, per your request, summarizes the sales of StarTran fare devices to the Lincoln Action Program (LAP), Community Alternatives Nebraska (CAN), and Nebraska Health & Human Services Department (HHS) during the above indicated fiscal years. These are the three agencies which have been receiving financial support from Ms. Boesch for purchase of StarTran fare devices.

<u>Fiscal Year</u>	<u>Ride Ticket Books</u>		<u>Passports</u>		<u>Total Sales Revenue</u>
	<u># Sold</u>	<u>Revenue</u>	<u># Sold</u>	<u>Revenue</u>	
2001-02	4827	\$102,840	2571	\$88,960	\$191,800
2002-03	5103	\$106,610	2354	\$80,940	\$187,550
2003-04 (Sept-June)	4073	\$ 83,870	1843	\$59,040	\$142,910

• StarTran Ridership & Revenue – F.Y. 01-02, F.Y. 02-03, and F.Y. 03-04

The following, per your request, summarizes StarTran ridership and revenues (total, fleet only, and monthly passports) for the above indicated fiscal years.

<u>Fiscal Year</u>	<u>All Revenue Sources^①</u>	<u>Fleet Only Revenue^②</u>	<u>Passport Revenue^②</u>	<u>All Ridership Sources^①</u>	<u>Fleet Only Ridership^②</u>	<u>Passport Ridership^②</u>
2000-2001	907,811	655,602	213,184	1,550,713	1,091,577	288,029
2001-2002 ^③	1,129,513	803,889	276,290	1,517,533	1,032,622	319,424
% Incr(Decr)	24.4%	22.6%	29.6%	-2.1%	-5.4%	10.9%
2002-2003	1,080,146	790,566	274,295	1,481,211	1,005,564	316,821
% Incr(Decr)	-4.4%	-1.7%	-0.7%	-2.4%	-2.6%	-0.8%
<hr/>						
2002-2003 ^④ (10 months)	965,928	676,768	235,025	1,294,715	857,725	270,668
2003-2004 ^④ (10 months)	971,768	699,890	249,365	1,305,462	883,682	291,617
% Incr(Decr)	0.6%	3.4% ^④	6.1% ^④	0.8%	3.0% ^④	7.7% ^④

① Includes revenues and ridership associated with the contractual UNL/StarTran Transportation Program and special events (Big Red Express, Light Tours).

② Does not include revenues and ridership associated with the contractual UNL/StarTran Transportation Program and special events.

③ Fare increases implemented in F.Y. 2001-02 – base and student fares increased to \$1 and passports increased to \$30. Resulted in revenue increases and ridership decreases. The passport portion of all/fleet ridership did increase as a result of passport incentives.

④ Ten-month comparison of F.Y. 2003-04 to initial ten months of F.Y. 2002-03 reflects significant increases in fleet and passport revenues and ridership in F.Y. 2003-04, as presented on July 12, 2004.

Please advise if additional information is needed.

City of *Lincoln*
Lancaster County

HUMAN SERVICES DEPARTMENT

555 South 9th Street Lincoln, Nebraska 68508
E-mail kboesch@co.lancaster.ne.us



Telephone (402) 441-4944 Fax (402) 441-6805

TO : Glenn Friendt
City Council Members

FROM: Kit Boesch, Human Services Administrator *KWB*

DATE : July 15, 2004

RE : Low Income Bus Passes – Responses

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On any given day?

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KB/vdg

Attachments

cc: Mayor Coleen Seng
~~Larry~~ Worth, StarTran

KIT BOESCH, Administrator

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SOURCE: *Federal Register*, Vol. 69, No. 30, February 13, 2004, pp. 7336-7338.

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PROGRAM STANDARDS

INCOME MAXIMUMS

UN S I	ADC SON	ADC PAY MAX	MNIL MA RIB	AABD	100% FPL SAM AABD/SDP DA-3M DA-4M	133% FPL (MAC)	150% FPL EMAC	185% FPL SEMAC PRESUM KIDS CONN TMA	Medicaid Insurance for Workers with Disabilities 200% FPL	Medicaid Ins Workers with Disabilities, with Premium 250% FPL	ENERGY NLIEAP (Annual)	FOOD STAMPS 130% FPL MAX GROSS	FSP MAX NET	HH SIZE
1	417	222	354	392	776	1,032	1,164	1,436	1,552	1,940	10,412	973	749	1
2	514	293	573	392	1,041	1,385	1,562	1,926	2,082	2,603	14,059	1,313	1,010	2
3	611	364	680	492	1,306	1,737	1,959	2,416	2,612	3,265	17,706	1,654	1,272	3
4	708	435	814	584	1,571	2,089	2,357	2,906	3,142	3,928	21,339	1,994	1,534	4
5	805	506	937	675	1,836	2,442	2,754	3,397	3,672	4,590	24,986	2,334	1,795	5
6	902	577	1,060	775	2,101	2,794	3,152	3,887	4,202	5,253	28,633	2,674	2,057	6
7	999	648	1,183	867	2,366	3,147	3,549	4,377	4,732	5,915	32,267	3,014	2,319	7
8	1096	719	1,306	967	2,631	3,499	3,947	4,867	5,262	6,578	35,914	3,354	2,580	8
9	1193	790	1,429	1,059	2,896	3,852	4,344	5,358	5,792	7,240	39,561	3,695	2,842	9
10	1290	861	1,552	1,150	3,161	4,204	4,742	5,848	6,322	7,903	43,194	4,036	3,104	10
ADDL	+97	+71	+123	+91	+265	+353	+398	+490	+530	+663	+3647	+341	+262	

JOB 065 LIVING ARRANGEMENT CODES

- 1 House
2 Apt/Duplex
3 Room Only
4 N/A
5 Pub. Housing/no utilities
6 Pub. Housing/apt utilities
7 Pub. Housing/House utilities

JOB 065 SPECIAL PROGRAM INDICATOR CODES

- A AABD Mental Retardation
B MR Case Management Clients
C AABD Aged/Disabled
E AABD/MA 100% FPL
F Katie Beckett Waiver
G Refugees
H Aliens with Limited MA Coverage
I Early Intervention
K Enhanced Med Funding (Presumptive or Kids Connection)
L Women with Cancer
O DDAC
P DDAR
S State Only
T TMA 12 months
W Traumatic Brain Injury Waiver

DEEMING BUDGET ALLOCATIONS

- Ineligible Children's Allocation:
1 \$282
2 564
3 846
4 1,128
5 1,410
addl 282
- Ineligible Parent's Allocation with earned or both earned & unearned:
1 \$1,213
2 1,777
- Ineligible Parent's Allocation if only income is unearned:
1 \$584
2 866

RESOURCE LEVELS

ADC grant pmt	1 person	\$4,000	Food Stamps	\$2,000
	2 or more	6,000	HH/at least 1 person over 60 years or disabled	3,000
AABD Grant	1 person	\$2,000	Child Care Subsidy	\$6,000
	2 persons	3,000		
ADC/MA	1 person	\$4,000		
AABD/MA	2	\$6,000		
Ribicoff	3	6,025		
	4	6,050		
addl	25			

CHILD CARE INCOME LIMITS

CHILD CARE INCOME LIMITS		
TCC		SLIDING FEE
2-\$1,926	5-3,397	2-1,248.99
3-2,416	6-3,887	3-1,566.99
4-2,906	7-4,377	4-1,884.99
	8-4,867	5-2,202.99

FOOD STAMP DEDUCTIONS:

- Standard Deduction
1-4 - \$134, 5 - \$149, 6+ - \$171
Max. Shelter \$378
Standard Utility Allowance \$242
Limited Utility Allowance \$121

- One Utility Allowance \$34
Telephone Standard \$35
Homeless Standard \$143
Child Care -
1 or younger - \$200
2 or older - \$175

AABD

- 150% FPL (DA-4M) Community Spouse \$1562
Excess Shelter Limit (DA-4M) \$469
Utility Standard \$242 (DA-4M)
AABD Shelter Allowance
1 \$222
2 \$284
Medicare Premium \$66.60
Maximum Maintenance Allowance for Ineligible Spouse \$2,319

- SSI Referral Level
1 - \$584
2 - 866
SPOUSAL
\$18,552 Minimum
92,760 Maximum

- SSI-FBR AABD-QI-1
1 - \$564
2 - \$846
135% FPL
1 - \$1,048
2 - \$1,405

EMERGENCY ASSISTANCE

- 1 - \$411
2 - 542
3 - 673
4 - 805
5 - 936
6 - 1067
7 - 1199
8 - 1330
9 - 1461
10 - 1593
+131

SSBG Adults

- 1 - \$865
2 - 969



CITY COUNCIL ^{OF} LINCOLN NEBRASKA

555 South 10th Street • Lincoln, NE 68508 • 402-441-7515

FAX: 402-441-6533 • E-MAIL: council@ci.lincoln.ne.us

GLENN FRIENDT

City Council Member At Large

DATE: July 12, 2004

FROM: Glenn Friendt

TO: ✓ Larry Worth
Kit Boesch

RE: Low income bus passes

In regard to the low income busing proposal discussed at the precouncil this morning I want to restate and confirm my support for having a count done of riders that would receive assistance by utilizing this service if it is implemented. Documenting utilization would help to evaluate this specialized service and assist in any future planning.

Thanks.



CITY COUNCIL OF LINCOLN NEBRASKA

555 South 10th Street • Lincoln, NE 68508 • 402-441-7515

FAX: 402-441-6533 • E-MAIL: council@ci.lincoln.ne.us

GLENN FRIENDT

City Council Member At Large

DATE: July 13, 2004

FROM: Glenn Friendt

TO: Larry Worth
Kit Boesch

RE: Low income bus passes / eligibility criteria & statistical history

In addition to the thoughts expressed to you in my previous memo on this subject please also detail the "eligibility criteria" which human services agencies will use for distribution of these passes thus assuring that they will be going to those who truly need them.

Larry, I would also like to see the past three years of rider statistics broken down in the categories you gave us in your budget report and the matching low income pass data (units and dollars).

Thanks.

Patte
RFI#25

interoffice
MEMORANDUM

To: All City Council Members
From: Marc Wullschleger *Marc*
Date: July 14, 2004
Subject: College Students Usurping Low Income Public Housing from the Poor

The City of Lincoln through the Urban Development Department receives no Section 8 Public Housing Funds from HUD. Urban Development's HUD funding generally comes from three sources: Community Development Block Grant Funds, HOME and Emergency Shelter Grants. Our funding in turn is channeled into various community development initiatives that generally involve home ownership, neighborhood revitalization, leadership development, job training and various other activities benefitting low and moderate income families and individuals.

In the past, our department has funded several low-mod housing developments in Lincoln. Examples would be the Ambassador and President, Hardy and Grainger buildings in downtown Lincoln. I contacted the owner's rental manager, Karin Petersen from Concorde Management, and she stated they are very diligent in complying with HUD rules which do not allow full time students for Section 42 projects.

They do allow part-time students and they are very careful on checking the students' status. She feels Lincoln does not have the problem described in the news article and also stated the Lincoln Housing Authority does a great job allocating Section 8 vouchers. Her experience with student renters from LHA is generally students with family and dependents. Concorde has over 1600 units under management including 256 "income restricted units".

I hope this answers your concerns. Please let me know if I can be of further assistance.

c: Mayor Coleen J. Seng
Mark Bowen
Ann Harrell

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OFFICE



CAMPJON@aol.com

07/18/2004 04:34 PM

To: ecabrales@aol.com

cc: jray@ci.lincoln.ne.us (City Council)

Subject: Re: InterLinc: Council Feedback

Eva:

The Smoking Ban is effect currently although the Health Department has indicated it will not enforce it until November 1, 2004.

Another development is the petition presented last Tuesday, July 13, 2004, to the Election Commissioner. If there are sufficient "valid" signatures (2146 needed; 4000 submitted) then the Smoking ban will be "reconsidered" by the City Council.

If the City Council does not repeal the Ban, the issue will then go before the voters at the next general city election, which I believe is construed to be November, 2004 (or possibly May, 2005). The voters would then decided whether to repeal the Smoking Ban passed a few weeks ago. If it is repealed, I believe we revert to the legislation passed last December-January, which is a ban unless there is less than 60% of sales in food, but would include a prohibition on anyone under the age of 18 on premises that chose to take advantage of the exemption.

I hope this assists you in understanding the present state of affairs vis-a-vis the Smoking ban.

Regards,

Jon Camp

Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

In a message dated Sat, 17 Jul 2004 19:26:18 "GMT", DO NOT REPLY to this-InterLinc <none@lincoln.ne.gov> writes:

>InterLinc: City Council Feedback for
> Jon Camp

>
>Name: Eva Cabrales
>Address: 2501 N St., Apt. 215
>City: Lincoln, NE 68510
>
>Phone: (402) 475-2680
>Fax: ecabrales@aol.com
>Email:

>
>Comment or Question:

>Mr. Camp: You are probably getting to know me pretty well by now, since I have written to you and the rest of the Council Members re; smoking ban. I hope I will hear from you or someone in your council within the very near future, just to let me know if there is any hope at all. I'm sure that nothing goes into effect until Nov. 1st. But would you please keep me up to date, and please tell the rest of the members that there are a lot of us who are praying for a GOOD outcome, especially on your part? Like I said in my previous messages, I'm thinking of yours, theirs, and My children and

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especially our grandchildren. It is there future we need to worry about, because they will be the ones who will be making all the decisions long after all of us are gone. Please set them a good example, and tell the other members to do the same, by not poisoning them before they get to live a longer life then could or would. Again I thank you for your time and patience on this important subject for the health of our children and our own lives. If you can possibly answer me in any way of what you think is or will be done in the near future, please do answer. Thank you Again. ecabrales@aol.com

>

>

--

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CAMPJON@aol.com

07/18/2004 04:38 PM

To: jgzimmer@zimmerinsure.com
cc: jray@ci.lincoln.ne.us (City Council)
Subject: Re: Smoking Ban

Jim:

I appreciate your concern for our individual liberties and found that to be a difficult issue to resolve and balance against human safety. In the end, when my colleagues on the City Council (Terry Werner, Jonathan Cook, Patte Newman, and Annette McRoy) chose not to retain my prohibition against children under the age of 18 on smoking premises, I was swayed to vote for a 100% ban.

Thank you for your input.

Jon

--

Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

In a message dated 7/15/2004 5:37:30 PM Eastern Daylight Time, "James G Zimmer" <jgzimmer@zimmerinsure.com> writes:

>Jon

>

>I am not a smoker, but I do object to any banning of smoking. I want to
>have all of you be aware of what one of the builders of this great country
>said years ago, and is just as true today, if not more so: Ben Franklin
>said "THEY THAT CAN GIVE UP ESSENTIAL LIBERTY TO OBTAIN A LITTLE TEMPORARY
>SAFETY DESERVE NEITHER LIBERTY NOR SAFETY."

>

>Please leave the business men and women who depend on customers for their
>livelihoods make their own decisions.

>

>Thank you.

>

>Jim Zimmer

>

>

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CITY COUNCIL
OFFICE



CAMPJON@aol.com

07/18/2004 04:42 PM

To: tojeda@insproins.com (Tony Ojeda)
cc: jray@ci.lincoln.ne.us (City Council)
Subject: Re: GO Bond

Tony:

Thanks for your input. You make some very good points.

Jon

In a message dated 7/15/2004 2:01:47 PM Eastern Daylight Time, Tony Ojeda <tojeda@insproins.com> writes:

>
>Gentleman,
>
>I will not be able to attend the public hearing in regard to this Bond Issue
>and the Special Election. Let me first of all say that I am not convinced
>that this Bond is necessary. Now I do believe that funding for
>Infrastructure is paramount to our community. However, I believe we should
>start getting out the red pens and start slashing parts of the city budget.
>I am fortunate enough to know many, many City of Lincoln Employees. I have
>spoken to some in various departments who have told me their department is
>overstaffed. Therefore, I would highly recommend that the City Officials
>start looking at areas to cut so we can free up money for the financing we
>need.
>
>Secondly, being a financial planner I believe I am very different than most
>in my profession. Although I do sell Municipal Bonds I am not crazy about
>them. I find it strange that someone would invest in a Tax Free bond
>because it is Tax Free, but at the same time some of the taxes they pay to
>the city will go to pay off their bond and the interest. Makes little sense
>to me.
>
>Finally, I think the special election is a bad idea. I believe the turnout
>would be extremely low. We are talking 8 weeks from now. There would not
>be enough voters out to do the issue justice. The voter turnout in November
>should be around 40 to 50% and even though there will be a lot on the
>ballot, at least there will be more people to vote on it.
>
>Tony Ojeda
>
>
>

--
Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

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JUL 19 2004

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CAMPJON@aol.com

07/18/2004 04:51 PM

To: brian.foreman@experian.com ("Foreman, Brian")
cc: jray@ci.lincoln.ne.us (City Council)
Subject: Re: Please retain the no-smoking measure.

Brian:

Thanks for your thoughts on the Smoking Ban and the positive effects.

Jon Camp

In a message dated 7/14/2004 11:39:22 AM Eastern Daylight Time, "Foreman, Brian" <brian.foreman@experian.com> writes:

>Dear City Council members:

>

>I'm a Republican, wary of too much government regulation, but I completely
>support you in passing the 100% smoking ban, and I urge you to stand firm.

>Here's why:

>

>When I was in college, I put up with smelling like smoke after going to the
>bars because, well, I was in college! Par-TEE!!!!

>

>At some point, I started to tire of my pillowcase smelling like smoke after
>a night out. I started to wash my hair and do laundry after getting home.

>

>Eventually that got old, too. Too much work just for a beer. Restaurants?
>Same thing. I remember trying Charlie's when they first opened and having a
>whole table of smokers right over a partition wall from us, and having to be
>moved. Nobody likes to have to create a scene, but that "no smoking
>section" was a joke. We quit going there, and I'm still more reluctant to
>try new places than I used to be.

>

>When the council passed the 60% decision, I shook my head. Not only was it
>unenforceable, but I STILL wouldn't know which bars and/or restaurants were
>non-smoking without calling. There could still be no spontaneity in
>deciding to stop in someplace for a beer or a bite. Thanks but no
>thanks---I'll still cook at home.

>

>Then you passed the full ban. FINALLY! This means that now, I can go to
>any bar or restaurant without a second thought, knowing FOR SURE I won't
>have to shower or do laundry afterwards. I look forward to going to the
>bars again to watch the game, listen to music or to talk to a friend while
>someone else fetches the drinks and food.

>

>I know that business owners worry that some smoking customers will go to
>neighboring towns to eat or drink. What they're not considering is that
>equal or greater numbers from those very towns will do the
>opposite---they'll drive here for the same reasons that I'm excited---the
>guarantee of an enjoyable smoke-free night out on the town. That's the
>other half of that equation, and it's something they need to have faith in.

>

>

>The overall effect in the city is going to be a better quality of life for
>our residents and equal or better business at our bars and restaurants. My
>wife and I and our friends are going to be going out more, and I suspect the
>same is true of many other people. It's the right choice---stay with it.

>

>THANK YOU!!!

>

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>Sincerely,
>
>Brian Foreman
>(402) 473-8142
>
>
>

--
Jon Camp
Lincoln City Council
City Council Office: 441-8793
Constituent representative: Darrell Podany

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JUL 19 2004
CITY COUNCIL
OFFICE



Joan V Ray

07/16/2004 11:26 AM

To: Cindy Wostrel <cwostrel@healtheducation.org>

cc:

Subject: Re: MEMO Re: Petition to Repeal Lincoln Smoking Regulation Act

Dear Ms. Wostrel: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

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OFFICE

Cindy Wostrel <cwostrel@healtheducation.org>



Cindy Wostrel

<cwostrel@healtheducation.org>

07/16/2004 11:18 AM

To: <COUNCIL@ci.lincoln.ne.us>, <MAYOR@ci.lincoln.ne.us>

cc:

Subject: MEMO Re: Petition to Repeal Lincoln Smoking Regulation Act

July 16, 2004

Members of the City Council

Mayor Coleen Seng

City of Lincoln

555 South 10th Street

Lincoln, NE 68508

RE: PETITION TO REPEAL LINCOLN CITY ORDINANCE NO. 04-123, ALSO KNOWN AS LINCOLN SMOKING REGULATION ACT, AND RETURN THE LAW TO HOW IT EXISTED ON JUNE 1, 2004

RE: OBJECTION TO SAID PETITION

Dear Members of the City Council:

Please accept this letter setting forth an objection to the above referenced Petition submitted to the City Clerk's office on Tuesday, July 13th. This objection is based upon the fact that said Petition is defective, on its face, for the following good and sufficient reasons:

1. Neb. Rev. Stat. Sections 18-2501 (Reissue 1997) otherwise controls the form of petitions such as that which is the subject of this objection. The only exception to this controlling authority is in the case of municipalities such as the City of Lincoln which have adopted their own charter. However, it is unclear as to whether the City of Lincoln has adopted the provisions of N.R.S. 18-2501 et seq., and the language of Article IV of the City Charter, Section 24 provides little guidance as to the form of said petition. Consequently, it is the position of Health Education, Inc. that said Petition should fail for the reason that it fails to conform to Neb. Rev. Stat. §32-628, as required by Neb. Rev. Stat. §18-2514, as well as particular provisions of the City Charter, in the following various particulars, to-wit:

A. Said Petition provides a space of approximately three inches on which the elector is required to indicate both his or her signature as well as his or her printed name; as such, said Petition fails to provide a space at least two and one-half inches long for written signatures and at least two inches long for printed names;

B. Said Petition fails to provide a space for date of birth of the electors;

C. Said Petition fails to provide a space for the zip code for the electors;

D. Said Petition has lines for 25 signatures when said statute provides that there shall be no more than twenty signatures per page;

E. Said Petition fails to contain the warning required by Neb. Rev. Stat. §32-628(2) on every sheet;

F. Said Petition fails to contain the affidavit required by Neb. Rev. Stat. §32-628(3) as well as the similar affidavit required by Article IV Sec. 24 of the City Charter on every sheet;

G. Said Petition fails to contain the statement required by Neb. Rev. Stat. §32-628(4) on every sheet regarding whether or not the same is being circulated by a paid or volunteer circulator.

2. Furthermore, this objection is based upon the fact that said Petition fails to comply with the requirements of Neb. Rev. Stat. §§18-2515 and 18-2516 by virtue of the following particulars, to-wit:

A. Neb. Rev. Stat. §18-2515(2) requires that i[e]very Petition shall contain the name and place of residence of not more than three persons as chief petitioners or sponsors of the measure. The chief petitioners or sponsors shall be qualified electors of the municipal subdivision potentially affected by the initiative or referendum proposal. However, page 2 of the Petition submitted to the City Clerk on or about July 9, 2004 for approval lists nine individuals or groups, including five (5) individuals purporting to represent at least four separate entities, including one designated to be a limited liability company and the other designated to be a corporation. By virtue of this sponsor list, the same fails to limit said sponsors, in number, to three (3), and further fails to include iqualified electors as required by the statute.

B. Said Petition fails to comply with Neb. Rev. Stat. §18-2516(3) for the reason that the same fails to comply with the requirements of Neb. Rev. Stat §32-628; the bases for such failures to comply are recited in paragraph 1 above.

3. Said Petition is further defective for the reason that the ballot title contains a caption which fails to accurately summarize the measure since the measure contains a request for multiple remedies not recited in the caption in violation of Neb. Rev. Stat. §18-2513(1)(a).

4. Said Petition is further deficient for the reason that the ballot title fails to contain a briefly worded question which plainly states the purpose of the measure so that an affirmative response to the question corresponds to an affirmative vote on the measure, all in violation of Neb. Rev. Stat. §18-2513(1)(b).

5. That said Petition is further deficient for the reason that the ballot title fails to contain a concise and impartial statement of the chief

purpose of the measure, and further, that the statement contained therein exceeds 75 words, in violation of Neb. Rev. Stat. §18-2513(1)(c).

6. That said Petition is further deficient for the reason that the same attempts to dictate a date for the measure to appear on the ballot (May 3, 2005) which is different than that of the next general election (November 2, 2004), in violation of Neb. Rev. Stat. Section 18-2520 which provides that such a setting is in the discretion of the executive officer and the governing body in the absence of the compilation of signatures of a much larger percentage of registered voters than that required by this referendum.

7. That said Petition is further deficient for the reason that the Sponsor List appended to the same has been notarized by Brian Kitten, an owner of Brewsky's, a local bar and grill, who is similarly situated to the sponsors and has a vested interest in the success of the Petition.

That it is further the position of the undersigned that, if the particular provisions of Nebraska Statute cited herein are deemed to not be applicable to the subject petition by virtue of the fact that some direction as to the form thereof is provided in the Charter, that such petition should nonetheless be subject to the same sort of scrutiny as that provided therein and as would otherwise be applied both under common law and in keeping with common sense. By virtue of the foregoing, it the request of Health Education, Inc. that this council, together with any other executive officer or governing body assigned for said purpose, reject the aforementioned Petition.

Sincerely,

HEALTH EDUCATION INC.,
a Nebraska Corporation

Cindy Wostrel
Its Duly Authorized Officer or Agent

Cindy Wostrel
Health Education Inc.
402-477-5220



MEMO Re Petition[1].doc



Joan V Ray

07/15/2004 04:38 PM

To: <jgzimmer@zimmerinsure.com>
cc: <council@ci.lincoln.ne.us>
Subject: Re: Smoking Ban

Dear Mr. Zimmer: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

"James G Zimmer" <jgzimmer@zimmerinsure.com>



"James G Zimmer"
<jgzimmer@zimmerinsure.com>

07/15/2004 04:34 PM

Please respond to
jgzimmer

To: <council@ci.lincoln.ne.us>
cc:
Subject: Smoking Ban

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I am not a smoker, but I do object to any banning of smoking. I want to have all of you be aware of what one of the builders of this great country said years ago, and is just as true today, if not more so: Ben Franklin said "THEY THAT CAN GIVE UP ESSENTIAL LIBERTY TO OBTAIN A LITTLE TEMPORARY SAFETY DESERVE NEITHER LIBERTY NOR SAFETY."

Please leave the business men and women who depend on customers for their livelihoods make their own decisions.

Thank you.

Jim Zimmer



DO NOT REPLY to this-
InterLinc
<none@lincoln.ne.gov>
>

To: General Council <council@lincoln.ne.gov>
cc:
Subject: InterLinc: Council Feedback

07/16/2004 03:07 PM

InterLinc: City Council Feedback for
General Council

Name: Michelle Miller
Address: 2220 Philadelphia Dr
City: Lincoln, NE 68521

Phone: 402-435-8419
Fax:
Email: smiller706@neb.rr.com

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Comment or Question:

I understand the concern for the public health as a whole, and I beleive you all should be commended for taking an active roll in watching over the wellfare of our great city. I do not however agree with the councils decision to enforce a smoking ban on the city in such a blanketed manner. The majority of the citizens living in our city do have a mind, and I am pretty sure can think and make decisions for themselves. The people who have made the wise choice to not smoke, usually don't frequent places that allow smoking, or only frequest places that have a seperate area for smoking. They have had a choice, and have been able to excercise their right to choice where to go and where to spend their dollars based on their own personal preferences. The smokers in the community have also had a choice, to go where it is allowed and smoke, or to go where it is not allowed and NOT smoke.

With the decision of the Council, the decision making process has now been taken away. You have spoken of the effects on the workers in these establishments that allow smoking, these people have made a choice to work where smoking is allowed. If they do not want to work around smoke they have the choice to seek other employment.

The next decision the Council will make on our behalf should be to outlaw fatty foods, red meat, ETC....! These things are shown to contribute to heart disease which is the #1 killer right now, even over smoking related illnesses. I know it seems ridiculous to suggest that the Council would make any decisions like that, but it is very similar to what you have done with the Smoking ban. You would take away a persons choice to make a decision that may effect their health, and could effect the health of others (you could inhale to much smoke from the grill).

When thought of in a broader manner the ban seems a bit ridiculous even for Lincoln. As an ex-smoker if would urge you to reconsider your decision, and allow the community to make the decision.



Joan V Ray

07/19/2004 09:16 AM

To: MizRail@aol.com
cc: council@ci.lincoln.ne.us
Subject: Re: Freedom

Dear Ms. Ammon: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray
City Council Office
555 South 10th Street
Lincoln, NE - 68508
Phone: 402-441-6866
Fax: 402-441-6533
e-mail: jray@ci.lincoln.ne.us
MizRail@aol.com



MizRail@aol.com

07/18/2004 09:20 PM

To: council@ci.lincoln.ne.us
cc:
Subject: Freedom

Dear Council member;

The recent situation regarding the smoking ban by the council has moved me to really wonder if you have ever sat down and asked yourselves just what freedom really means to you...and no, I am not a smoker.

Surely there was a relative or someone else that you've known that fought to defend and maintain the freedom for future generations. It was so important to them that they risked it all.

I'd hope that we all agree, that the highest good is that of maintaining this precious freedom, rather than, implementing one's own ideas on others. Does taking away freedom at least give you pause to think? How many controls and imposed life decisions would you allow, even if something seems to be a good idea, while all the time, giving away the freedom that many fought and died for.

Is there any imposed restriction, no matter how beneficial, worth eliminating freedom for, no matter how small that amount of freedom might consist of?

We all have seen freedoms removed or controlled. The United States is less free now than when we were children. The response, "It's a free country, isn't it?", is not commonly used anymore.

For each restriction, there have been many rationales centering on "It's for their own good." But, is there anyone who sees preserving freedom as the highest goal? Is there any one who will fight to preserve the unparalleled gift that so many fought and died to preserve? If there isn't someone to stand up and stop freedom from slowly being watered down, it will continue to erode until we won't recognize it at all.

Are there any patriots left? Will it be said of you, that you were a part of preserving freedom, or taking it away?

Peggi Ammon

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JUL 19 2004

CITY COUNCIL
OFFICE



Joan V Ray

07/15/2004 03:43 PM

To: Penny German <pgerman@bryanlgh.org>
cc: council@ci.lincoln.ne.us
Subject: Re: Attention: All Council Members RE: Smoking Ban

Dear Ms. German: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray
City Council Office
555 South 10th Street
Lincoln, NE - 68508
Phone: 402-441-6866
Fax: 402-441-6533
e-mail: jray@ci.lincoln.ne.us

Penny German <pgerman@bryanlgh.org>

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JUL 16 2004
CITY COUNCIL
OFFICE



Penny German
<pgerman@bryanlgh.org>
rg>

07/15/2004 03:17 PM

To: council@ci.lincoln.ne.us
cc:
Subject: Attention: All Council Members RE: Smoking Ban

As a registered voter and non-smoker, I hope you will all hold fast on the smoking ban. Although I know the smokers were able to generate 4,000 some signatures, 3/4 of Lincoln residents are non-smokers. The best way I've ever heard it put is: "having a smoking section in a restaurant is like having a peeing section in a pool."

Thank you,
Penny German
5323 South 75th Street
Lincoln, NE 68516

--
CONFIDENTIALITY NOTICE: This e-mail message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message.



Joan V Ray

07/15/2004 03:44 PM

To: "German, Ron" <ron.german@pioneer.com>

cc: <council@ci.lincoln.ne.us>, "German, Ron"

<ron.german@pioneer.com>

Subject: Re: smoking ban

Dear Mr. German: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

"German, Ron" <ron.german@pioneer.com>



"German, Ron"
<ron.german@pioneer.
com>

07/15/2004 03:34 PM

To: <council@ci.lincoln.ne.us>

cc: "German, Ron" <ron.german@pioneer.com>

Subject: smoking ban

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JUL 16 2004
CITY COUNCIL
OFFICE

To all council members:

I hope you hold fast to your vote to ban smoking in all public places in Lincoln. I will be the first to say that I do not like government dictating what I can and can't do, but more important I do not want someone else hurting my family's, friend's or my health without my permission as we all know smoking does. I've never smoked in my life but that did not keep me from having heart problems a couple of years ago. After surgery the surgeon asked me if I smoked or use to smoke, my answer was no. I was informed that I had artery and heart damage that is caused from smoking and the only way I could have been in contact to it was through second hand smoking. Smoking is not a private issue unless it is done in one's own home, away from the public.

Please stick to your guns on your vote!!! You will get my vote if you do!

Ron German

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Francais Deutsch Italiano Espanol Portugues Japanese Chinese Korean



Joan V Ray

07/16/2004 08:47 AM

To: Ecabrales@aol.com
cc: Council@ci.lincoln.ne.us
Subject: Re: Smoking Ban

Dear Citizen: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray
City Council Office
555 South 10th Street
Lincoln, NE - 68508
Phone: 402-441-6866
Fax: 402-441-6533
e-mail: jray@ci.lincoln.ne.us

Ecabrales@aol.com

RECEIVED
JUL 16 2004
CITY COUNCIL
OFFICE



Ecabrales@aol.com

07/15/2004 04:59 PM

To: Council@ci.lincoln.ne.us
cc:
Subject: Smoking Ban

To All of you City Council Members. Please if you don't want to think of yourselves, think of your children and grandchildren. There is a law for minors not to be able to smoke. Why then, is it alright for children under (and above 18) which I noticed one of your members wanted and got angry when it didn't pass, can still go into bars with less than 60% food, such as bowling alleys which my grandson loves to go to and come out smelling like a chimney? If you allow all of this, or any at all YOU ARE ALL UNCARING AND HOPELESS. I recently sent a letter to Mr. Camp, explaining how I smoked for over 50 yrs. and the last time I lit up, was the nite before my left leg was amputated. That's been going on six yrs. now, and I went cold turkey. I know what your all thinking, "mind your own business and let those that smoke, smoke". Well, I don't see why they can't go into a bar, have all the drinks they want (which they usually do), and go outside and smoke all the cigarettes they want. I am appealing to your good sense and hoping and praying that you will all do what you can to have a complete smoking ban in Lincoln. Thank you for your time and patience. If you wish to answer me, my email is: ecabrales@aol.com



Joan V Ray

07/16/2004 11:09 AM

To: Ginny Crisco <ginnycrisco@earthlink.net>
cc: <Council@ci.lincoln.ne.us>
Subject: Re: Smoking ban

Dear Ms. Crisco: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray
City Council Office
555 South 10th Street
Lincoln, NE - 68508
Phone: 402-441-6866
Fax: 402-441-6533
e-mail: jray@ci.lincoln.ne.us

Ginny Crisco <ginnycrisco@earthlink.net>

RECEIVED

JUL 16 2004

CITY COUNCIL
OFFICE



Ginny Crisco
<ginnycrisco@earthlink.net>

07/16/2004 10:36 AM

To: <Council@ci.lincoln.ne.us>
cc:
Subject: Smoking ban

Dear City Council Members,

First of all, I would like to thank those city council members who voting to support the stronger smoking ban in the city of Lincoln.

It should be the right of people to be able to breath fresh air rather than the right of smokers to be able to smoke when and where they want to. I don't have to rehearse the statistics for you about how second hand smoke is a public health issue and can cause a number of health-related illnesses. Nor do I have to remind you that people who work in restaurants and bars do so because they need the money, but they might also be putting themselves at risk. Finally, I also realize that businesses talk about how they will lose money by this smoking ban, but no one ever talks about how this smoking ban might BRING business. My husband and I haven't been to a bar, show, or dance club since we have lived in Lincoln because we can't stand the smoke. And I know I am not the only person who feels this way.

My point here is to say this: please DO NOT change the stricter smoking ban that you have already passed. If it comes down to it, let the signatures you got from the pro-smoking folks lead to a vote of the people.

Sincerely,
Virginia Crisco
1601 F. Street #3
Lincoln, NE 68508
(402) 435-0483
ginnycrisco@earthlink.net




Joan V Ray

07/19/2004 09:08 AM

To: lynnelle@proaudioweb.com

cc:

Subject: Re: smoking 

Dear Ms. Foreman: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

"Lynnelle A. Foreman" <lynnelle@proaudioweb.com>



"Lynnelle A. Foreman"

<lynnelle@proaudioweb.com>

To: council@ci.lincoln.ne.us

cc:

Subject: smoking

07/17/2004 02:50 PM

Please respond to

lynnelle

Please stick with the smoking proposal that you folks plan to start in Nov. I realize all of you folks will have alot of pressure from the ones who do smoke and want to change back to the first agreement. But I haven't been able to go to smoking places in years. Yes, it my choice. I just can't crawl into bed anymore with smoke smell on me! In the past I would come home from a smoky place and would take a shower and wash my hair. That's the pits! All of us know it isn't a healthy enviroment. Health ought to be the number one on your folk's list when it comes to the smoking ban. If you folks don't look out for us with this type of smoking ban then who will? It is a matter of time for Lincoln to follow other major cities in the US where this type of smoking ban exists.

Sincerely,

Lynnelle Foreman

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JUL 19 2004

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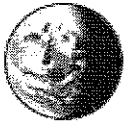
Joan V Ray

07/19/2004 09:09 AM

To: Gerald D Poppe <gerald2@juno.com>
cc: council@ci.lincoln.ne.us
Subject: Re: Smoking Ban and ---

Dear Mr. Poppe: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray
City Council Office
555 South 10th Street
Lincoln, NE - 68508
Phone: 402-441-6866
Fax: 402-441-6533
e-mail: jray@ci.lincoln.ne.us
Gerald D Poppe <gerald2@juno.com>



Gerald D Poppe
<gerald2@juno.com>

07/17/2004 04:32 PM

To: council@ci.lincoln.ne.us
cc:
Subject: Smoking Ban and ---

To: All Lincoln City Council Members

I want to thank those of you who voted for the smoking ban ordinance on June 28, 2004. I believe that it is important for the health of all Lincoln citizens. I also believe that it is an ordinance that can be enforced.

I also want to thank those of you who voted against extending the hours for alcohol sales on the 4th of July. I prefer 4th of July Celebrations to encourage family friendly activities.

Thank you all Lincoln City Council Members for your work to serve Lincoln citizens!

Lois Poppe

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Joan V Ray

07/16/2004 11:10 AM

To: "Shinaut, Greg" <greg.shinaut@aquila.com>
cc: "council@ci.lincoln.ne.us" <'council@ci.lincoln.ne.us'>
Subject: Re: Street Bond Issue

Dear Mr. Shinaut: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray
City Council Office
555 South 10th Street
Lincoln, NE - 68508
Phone: 402-441-6866
Fax: 402-441-6533
e-mail: jray@ci.lincoln.ne.us

"Shinaut, Greg" <greg.shinaut@aquila.com>

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JUL 16 2004

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"Shinaut, Greg"
<greg.shinaut@aquila.com>

07/16/2004 11:09 AM

To: "council@ci.lincoln.ne.us" <'council@ci.lincoln.ne.us'>
cc:
Subject: Street Bond Issue

I'm asking you all to vote YES for the special election on the Street Bond Issue. Our city needs this and needs it now. In order to keep Lincoln alive and well we need to continue to grow to allow our tax base to stay strong. The housing industry employs a lot of people. It will be devastating to our community if we make the choice to ignore the bond.
Thanks,
Greg Shinaut



Joan V Ray

07/16/2004 03:13 PM

To: "Dave Gall" <DGall@Linweld.com>
cc: <council@ci.lincoln.ne.us>
Subject: Re: Trail funding

Dear Mr. Gall: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray
City Council Office
555 South 10th Street
Lincoln, NE - 68508
Phone: 402-441-6866
Fax: 402-441-6533
e-mail: jray@ci.lincoln.ne.us

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"Dave Gall" <DGall@Linweld.com>



"Dave Gall"
<DGall@Linweld.com>

07/16/2004 03:08 PM

To: <council@ci.lincoln.ne.us>
cc:
Subject: Trail funding

I just got word that a few of our City Council are considering cutting \$160,000 out of the City Parks & Recreation Capital Improvement Budget that would go to connect many of our trails together near downtown as part of the Antelope Valley Project. My understanding is that this is matching funds the U.S. Army Corps of Engineers is using, among other things, to construct the new trail along the Antelope Valley waterway. So, the City budget cut could cause the City to lose the Federal government match which is a potential double loss.

Please continue to fund trails as part of the Antelope Valley Project. As that will increase the value of the entire project on many levels.

Thank you.

David J. Gall
5030 La Salle St.



Joan V Ray

07/16/2004 03:56 PM

To: "Chip Hackley" <CHIPH@sramarketing.com>
cc: <council@ci.lincoln.ne.us>, <rich@bikeped.com>
Subject: Re: Please maintain bike trail funding

Dear Mr. Hackley: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray
City Council Office
555 South 10th Street
Lincoln, NE - 68508
Phone: 402-441-6866
Fax: 402-441-6533
e-mail: jray@ci.lincoln.ne.us

"Chip Hackley" <CHIPH@sramarketing.com>

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JUL 16 2004
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"Chip Hackley"
<CHIPH@sramarketing.com>

07/16/2004 03:56 PM

To: <council@ci.lincoln.ne.us>
cc: <rich@bikeped.com>
Subject: Please maintain bike trail funding

It is vital that the Council NOT CUT funds from the City Parks & Recreation Capital Improvement Budget that would go to linking Lincoln's bike trails as part of the Antelope Valley Project. By causing Lincoln to lose matching funds from the Federal Government this cut would drastically slow the completion of what is becoming an increasingly more important and attractive asset for our city.

I understand the need to make budget reductions but believe this cut would be a false economy and not in the best long-term interests of the health, recreation and transportation of our citizens.

Thank you for your continuing support of a trail network that can be a national source of pride for our city.

Lewis G. Hackley
3235 South 28th Street
Lincoln, NE 68502
423-2909 (home) 437-6456 (office)
chip@sramarketing.com

Chip Hackley, Writer/Producer
Swanson Russell Associates
1222 P Street, Lincoln, NE 68508
402-437-6456
chip@sramarketing.com



Joan V Ray

07/16/2004 04:24 PM

To: "richard c rebuck" <rrebuck@hotmail.com>
cc: council@ci.lincoln.ne.us
Subject: Re: budget cuts

Dear Mr. Rebuck: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

"richard c rebuck" <rrebuck@hotmail.com>

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JUL 16 2004

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"richard c rebuck"
<rrebuck@hotmail.co
m>

To: council@ci.lincoln.ne.us
cc:
Subject: budget cuts

07/16/2004 04:26 PM

I strongly urge you to not cut the funding which would cause the loss of the matching funds used by the Army Corps of Engineers to improve and connect the biking paths around Lincoln. I've had the experience of being struck by a car while riding a bicycle and it is not at all pleasant. Providing more and safer areas to ride while avoiding vehicular traffic and is your responsibility as our elected officials.

Please consider these sentiments during your deliberations.

Thank you.

Dr. Rich Rebuck, OD



Joan V Ray

07/16/2004 04:37 PM

To: "Harr, Jeffrey" <jha37@allstate.com>
cc: <campjon@aol.com>, <council@ci.lincoln.ne.us>
Subject: Re: Please fight to keep the funding for the Antelope Valley (trails) project

Dear Mr. Harr: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

"Harr, Jeffrey" <jha37@allstate.com>

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JUL 16 2004

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OFFICE



"Harr, Jeffrey"

<jha37@allstate.com>

07/16/2004 04:37 PM

To: <campjon@aol.com>
cc: <council@ci.lincoln.ne.us>
Subject: Please fight to keep the funding for the Antelope Valley (trails) project

Greetings Mr. Camp and All Council Members,

I just got word that a few of our City Council are considering cutting \$160,000 out of the City Parks & Recreation Capital Improvement Budget that would go to connect many of our trails together near downtown as part of the Antelope Valley Project. This is matching funds the U.S. Army Corps of Engineers is using, among other things, to construct the new trail along the Antelope Valley waterway. So, the City budget cut could cause the City to lose the Federal government match which is a potential double loss.

As someone who tries to commute to work by bike as often as weather and kid-commitments allow, it is always a high priority to find safe routes that get me home alive. Lincolmites have worked so hard to establish a wonderful trail network, and these funds will go a long ways towards making it even better. One only need to visit a section at any time of day to see how much traffic they all get and how it offers a safe place for kids and adults to not only play, but also reduce car traffic and pollution by commuting. I hope you will work to keep that funding intact so that the city will be the beneficiary of an outstanding resource.

Thanks,

Jeffrey Harr, ACS

Distribution Technology Support

jha37@allstate.com

www.accessallstate.com

Tel: +402.328.5987



DO NOT REPLY to this-
InterLinc
<none@lincoln.ne.gov>
>

To: General Council <council@lincoln.ne.gov>
cc:
Subject: InterLinc: Council Feedback

07/16/2004 09:19 PM

InterLinc: City Council Feedback for
General Council

Name: Deanna Verzal
Address: 1201 Judson Street
City: Lincoln, NE 68521

Phone:
Fax:
Email: jverz@joimail.com

Comment or Question:

I am against the special election for the Bond Issue. The article in the Journal Star says that the Lincoln Partnership for Economic Development will pay for part of the cost for the special election. It also lists some of the "members" which get their funds from taxpayers, for instance UNL, county and city governments, LES. The other 300 private business "investors" are not separately listed as they are probably special interest groups.

I object to misleading the public about how the special election will be funded.

I strongly urge you to not have a special election. It is just a ploy to pushy through the bond issue, as it is a proven fact that less people show for a special election than for a general election, therefore the chances of you pushing through a bond issue are highly increased.

I attended one of the town meetings that the mayor's Streets, Roadss and Trails Committee held a few months. The committee members that were making the presentation certainly were not your average citizen living on an average wage. I as an average citizen only recieved a 2% raise this year and it has already been eaten up by the soaring gas prices, both auto gasoline and natural gas. We will be unable to afford to stay in our home if you as Councilmembers do not CUT spending instead of looking for more ways to get more money.

I will be retiring in 10 years and believe me I will not be staying in Lincoln, NE after I do. I would not be able to afford it, even with ALL of the Great Services that you and MAYOR Seng offer for the aged!!!!

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Joan V Ray

07/19/2004 08:37 AM

To: "Gary R. Schenaman" <garysch@radiks.net>
cc: <council@ci.lincoln.ne.us>, <richb@bikeped.com>
Subject: Re: Antelope Valley Trails Capital Improvement Funds

Dear Mr. Schenaman: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray
City Council Office
555 South 10th Street
Lincoln, NE - 68508
Phone: 402-441-6866
Fax: 402-441-6533
e-mail: jray@ci.lincoln.ne.us
"Gary R. Schenaman" <garysch@radiks.net>

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"Gary R. Schenaman"
<garysch@radiks.net>

07/17/2004 08:29 AM

To: <council@ci.lincoln.ne.us>
cc: <richb@bikeped.com>
Subject: Antelope Valley Trails Capital Improvement Funds

We are very fortunate to have such great bike trails in Lincoln. These trails are very beneficial for all whom use it. From youngster learning to ride a bike or a mature person who roller blades to a new mother strolling her new born. I know first hand how beneficial these trails are. I have lost 50 lbs since starting to use these trails. But the one thing I don't like is going from one trail that is not centrally connected and having to ride on the street to get to another trail. That will soon change once the Antelope Valley Trails is finished. I encourage the City Council to Keep the 160,000\$ (with matching funds from U.S. Army Corps of Engineers) that was marked for this project.

Thank you
Gary Robert Schenaman
3801 N.14th
Lincoln, Nebraska 685211610



Joan V Ray

07/19/2004 09:05 AM

To: OXdougW@aol.com
cc: Council@ci.lincoln.ne.us
Subject: Re: Parks & Rec budget

Dear Sir: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

OXdougW@aol.com



OXdougW@aol.com

07/17/2004 09:34 AM

To: Council@ci.lincoln.ne.us
cc:
Subject: Parks & Rec budget

My friends and I are avid users of the hike/bike trails in Lincoln. I am writing to request that you keep the \$160,000 item in your budget for Parks & Rec for trail construction along the Antelope Creek project, especially since this amount will be matched by the Corp. That would be like throwing free money away. I hope you are not that short-sited to give up a free \$160,000.



Joan V Ray

07/19/2004 09:10 AM

To: SKEVI23@aol.com

cc: Council@ci.lincoln.ne.us

Subject: Re: City Parks & Recreation Capital Improvement Budget

Dear Mr. Obrist: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

SKEVI23@aol.com



SKEVI23@aol.com

07/17/2004 05:40 PM

To: Council@ci.lincoln.ne.us

cc:

Subject: City Parks & Recreation Capital Improvement Budget

I recently heard that a consideration is being made to cut money from the City Parks & Recreation Capital Improvement Budget which is being matched with Federal Funds for bike trail and road improvement. Cutting this budget would cost the Federal match is my understanding, essentially a double cut for this project.

I strongly urge you to not make this cut at this time. We have come so far in making improvements to Lincoln's trail network, and the central hub near campus is necessary to link the trails together, we are so close now, don't stop. The completion of the hub may return Lincoln to the Top 10 for cities with bike trail networks in the nation, where we used to be in the early 90's.

Sincerely,

Kevin J. Obrist

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JUL 19 2004

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Joan V Ray

07/19/2004 09:12 AM

To: Stephen Stein <sstein@neb.rr.com>

cc: council@ci.lincoln.ne.us, Bike Pedalers Rich Rodenburg
<rich@bikeped.com>

Subject: Re: Trail Funds

Dear Mr. Stein: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

Stephen Stein <sstein@neb.rr.com>



Stephen Stein

<sstein@neb.rr.com>

07/18/2004 09:53 AM

To: council@ci.lincoln.ne.us

cc: Bike Pedalers Rich Rodenburg <rich@bikeped.com>

Subject: Trail Funds

Please, don't cut funding for BICYCLE TRAILS. Trails are an enhancement to the community, and an attraction to businesses considering relocating to the area. Trails encourage people to use their bicycles for exercise and commuting to work. These two factors contribute to lower health care costs for employers and reduced traffic congestion and air pollution.

It is a shame that this country does not have an energy policy and that America's and Nebraska's youth need to loose their lives trying to maintain petroleum sources to support our need to drive. Bicycling is good for America, and it is good for Nebraska.

Stephen J. Stein

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JUL 19 2004

CITY COUNCIL
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Joan V Ray

07/19/2004 09:14 AM

To: BIKEFAR@aol.com

cc:

Subject: Re: Funding for trail projects 

Dear Mr. Farmer: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

BIKEFAR@aol.com



BIKEFAR@aol.com

07/18/2004 01:48 PM

To: council@ci.lincoln.ne.us

cc:

Subject: Funding for trail projects

I understand the critical budget times that we live in today. It has come to my attention that funding directed toward trail construction may be cut. The loss of this funding would result in the loss of matching funds which is a double loss for our community. The Lincoln trail network is a critical part of the social fiber that keeps our community together. Please do not remove this funding.

Sincerely,

Randy Farmer

5611 Thistle Circle

Lincoln, NE 68516

402-420-3076

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